

In the Matter Of:

*IN RE LETICIA VELEZ*

---

LETICIA VELEZ

September 21, 2016

---

***Amicus***<sup>tm</sup>  
court reporters, inc

300 West Adams St. Ste 800

Chicago, IL 60606

Phone: 312.641.3500

Fax: 312.641.3795

Email: [info@amicusreporters.com](mailto:info@amicusreporters.com)

09/21/2016

VELEZ LETICIA  
IN RE LETICIA VELEZ

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

CITY OF CHICAGO

INSPECTOR GENERAL'S OFFICE

OFFICE OF INSPECTOR GENERAL

INTERVIEW OF:

LETICIA VELEZ

TRANSCRIPT OF PROCEEDINGS had in the  
above-entitled cause on the 21st day of September

A.D. 2016

1 APPEARANCES:

2 INSPECTOR GENERAL'S OFFICE

3 740 North Sedgwick, Suite 200,

4 Chicago, Illinois 60654,

5 773-478-3878, by:

6 MR. PETER NEUMER

7 Assistant Inspector General

8 pneumer@chicagoinspectorgeneral.org

9 MR. RAUL VALDEZ

10 Investigator I

11 rvaldez@chicagoinspectorgeneral.org,

12 Appeared on behalf of the Inspector

13 General's Office;

14

15 LAW OFFICES OF WILLIAM N. FAHY, LTD.

16 206 South Jefferson Street

17 Suite 100

18 Chicago, Illinois 60661

19 312-655-1100, by:

20 MR. WILLIAM N. FAHY

21 Attorney

22 wnfahy@fahylawoffice.com,

23 Appeared on behalf of the Interviewee.

24

## I N D E X

LETICIA VELEZ	EXAMINATION
BY MR. NEUMER	5, 60, etc.
BY MR. VALDEZ	54, 85, etc.

## E X H I B I T S

VELEZ		PAGE
Exhibit 1	Advisement of Rights form	8
Exhibit 2	9/14/16 Interview Notification	11
Exhibit 3	Notification of Allegations	11
Exhibit 4	9/15/16 receipt form	12
Exhibit 5	CPD Case Supplementary Report	13
Exhibit 6	10/20/14 General Progress Report, RD number HX475653 with Detective March's notes	13
Exhibit 7	Special Order 03-05	96
Exhibit 8	In-Car Video Retrieval Worksheet	112
Exhibit 9	Case Supplementary Report, event number 15878	114

(Original exhibits sent to Mr. Neumer.)



1 MR. NEUMER: As a preliminary matter, I am  
2 providing the following information: An independent  
3 certified court reporter is present today to provide  
4 a verbatim transcript of this interview. To aid in  
5 the accuracy of the transcript, it is the custom and  
6 practice of court reporters to audio-record the  
7 interview.

8 The recording is the confidential work  
9 product property of the court reporter and will not  
10 be provided to any party, including the OIG. If you  
11 request, the audio recording will be discontinued.

12 So, Officer Velez, are you okay with the  
13 court reporter audio-recording this interview?

14 MR. FAHY: We have no objection to that.

15 MR. NEUMER: Okay. Let the record reflect that  
16 today's date is September 21, 2016. The time is  
17 3:55 p.m. We are located at Amicus Court Reporters,  
18 300 West Adams, Suite 800.

19 My name is Peter Neumer, the court  
20 reporter is Andrew Pitts, and I would ask that the  
21 other individuals present identify themselves and  
22 spell their names for record.

23 MR. VALDEZ: Investigator Raul Valdez;  
24 V-A-L-D-E-Z.

1 MR. FAHY: My name is Will Fahy. Last name is  
2 spelled F-A-H-Y.

3 THE INTERVIEWEE: Officer Leticia Velez,  
4 V-E-L-E-Z, 10385.

5 MR. NEUMER: There are no other individuals  
6 present.

7 We are here today pursuant to an  
8 investigation being conducted under Chapter 2-56 of  
9 the Municipal Code of the City of Chicago. We are  
10 here for an interview of Officer Velez.

11 Officer Velez, would you please raise  
12 your right hand, and the court reporter will swear  
13 you in.

14 MR. VALDEZ: I have instructed my client not to  
15 be sworn. This is an administrative statement. So  
16 I am refusing to have her sworn for this statement.

17 MR. NEUMER: Okay.

18 LETICIA VELEZ,  
19 called as an Interviewee herein, having been first  
20 administered an oath, was examined and testified as  
21 follows:

22 EXAMINATION

23 BY MR. NEUMER:

24 Q. Officer Velez, I am now going to hand you

1 a form that is marked Advisement of Rights.  
2 Actually, I will give you this one (indicating)  
3 just because it has your name. This form has  
4 already been filled in with your name, my name, and  
5 Investigator Valdez's name.

6 I am going to ask you to read along with  
7 me as I go through this Advisement form, and I will  
8 ask you after each paragraph to acknowledge you  
9 have read the paragraph.

10 So the Advisement states, "I, Officer  
11 Leticia Velez, understand that I am being  
12 interviewed by Peter Neumer and Raul Valdez from  
13 the City of Chicago Office of Inspector General.  
14 I understand that this interview is part of an  
15 official investigation and that I have the duty to  
16 cooperate with the Office of Inspector General,  
17 which includes answering all questions completely  
18 and truthfully."

19 Officer Velez, do you see the paragraph I  
20 just read aloud to you?

21 A. Yes.

22 Q. "I understand that I have no right to  
23 remain silent. I understand that I have an  
24 obligation to answer questions put to me

1 truthfully. I understand that if I refuse to  
2 answer questions put to me, I would be ordered by a  
3 superior officer to answer the questions.

4 I further understand and I have been  
5 advised that if I persist in my refusal to answer  
6 after an order to do so, such further refusal  
7 constitutes a violation of the rules and  
8 regulations of the Chicago Police Department and  
9 may serve as the basis for my discharge."

10 Officer Velez, do you see the paragraph I  
11 just read aloud to you?

12 A. Yes.

13 Q. "I understand and I have been advised  
14 that my statements and responses may constitute an  
15 official police report. I understand that Rule 14  
16 of the Chicago Police Department's rules and  
17 regulations prohibits making a false report,  
18 written or oral, and I further understand that  
19 making such a false report, whether written or  
20 oral, may result in my separation from the Chicago  
21 Police Department."

22 Do you see the paragraph I just read  
23 aloud to you?

24 A. Yes.

1 Q. "I understand that any statement made by  
2 me during this interview may be used as evidence of  
3 misconduct or as the basis for disciplinary action  
4 up to and including removal or discharge."

5 Officer Velez, do you see the paragraph I  
6 just read aloud to you?

7 A. Yes.

8 Q. "I understand that any statement made by  
9 me during this interview and the fruits thereof  
10 cannot be used against me in a criminal  
11 proceeding."

12 Officer Velez, do you see the paragraph I  
13 just read aloud to you?

14 A. Yes.

15 Q. "I understand that I have the right to  
16 have a union representative or legal counsel of my  
17 choosing present at the interview to consult with  
18 and that I will be given a reasonable time to  
19 obtain a union representative or legal counsel as  
20 long as the interview is not unduly delayed."

21 Do you see the paragraph I just read  
22 aloud to you?

23 A. Yes.

24 Q. "I understand that a refusal to answer

1 any question or any false, inaccurate, or  
2 deliberately incomplete statement by me would  
3 constitute a violation of Chicago Municipal  
4 Ordinance 2-56 and may serve as the basis for my  
5 discharge."

6 Do you see the paragraph I just read  
7 aloud to you?

8 A. Yes.

9 Q. "I acknowledge that this statement of my  
10 administrative rights has been read aloud to me and  
11 I have been allowed to review this document."

12 Do you see the paragraph I just read  
13 aloud to you?

14 A. Yes.

15 Q. Officer Velez, I would ask you to sign  
16 the Advisement, and then we can witness that  
17 Advisement.

18 MR. NEUMER: And we will mark that as  
19 Exhibit 1.

20 (Whereupon, Velez Exhibit 1 was  
21 marked for identification.)

22 MR. FAHY: While you are marking that as an  
23 exhibit, there is something my client would like to  
24 state for the record.

1 THE INTERVIEWEE: This statement is not being  
2 given voluntarily but under duress. I am only  
3 giving this statement because I know I will be fired  
4 if I refuse.

5 MR. NEUMER: Okay.

6 BY MR. NEUMER:

7 Q. I am now going to mark several exhibits  
8 to get them on the record and present them to  
9 Officer Velez to confirm her prior receipt of these  
10 exhibits.

11 So I am now handing you what is marked as  
12 Notification of Interview. And we are going to  
13 mark this as Exhibit 2. It is dated September 14,  
14 2016.

15 Officer Velez, have you seen this  
16 Notification of Interview prior to today's  
17 interview?

18 A. Yes.

19 Q. And did BIA provide you with this  
20 document on or about September 15, 2016?

21 A. Yes.

22 Q. And is that your signature at the bottom  
23 of the Notification?

24 A. Yes.

1 MR. NEUMER: We will mark that Notification as  
2 Exhibit 2.

3 (Whereupon, Velez Exhibit 2 was  
4 marked for identification.)

5 BY MR. NEUMER:

6 Q. Okay. And I am now handing you what we  
7 will mark as Exhibit 3, which is a Notification of  
8 Allegations. Officer Velez, have you seen this  
9 Notification of Allegations prior to today's  
10 interview?

11 A. Yes.

12 Q. And did BIA provide you with this  
13 document on or about September 15, 2016?

14 A. Yes.

15 Q. And is that your signature on page 2 of  
16 the Notification of Allegations?

17 A. Yeah.

18 MR. NEUMER: Okay. I will now mark this as  
19 Exhibit 3.

20 (Whereupon, Velez Exhibit 3 was  
21 marked for identification.)

22 BY MR. NEUMER:

23 Q. Okay. I am now handing you what we will  
24 mark as Exhibit 4. It is a receipt form.



1 Officer Velez, have you seen this receipt form  
2 prior to today's interview?

3 A. Yes.

4 Q. And did BIA provide you with this receipt  
5 form on or about September 15, 2016?

6 A. Yes.

7 Q. And is that your signature on page 2 of  
8 the receipt form?

9 A. Yes.

10 MR. NEUMER: Okay. We will now mark this as  
11 Exhibit 4.

12 (Whereupon, Velez Exhibit 4 was  
13 marked for identification.)

14 BY MR. NEUMER:

15 Q. Officer Velez, I am now handing you what  
16 we will mark as Exhibit 5. This is an excerpt of a  
17 CPD Case Supplementary Report dated March 16, 2015,  
18 with the RD number HX475653 containing your  
19 statement to Detective March.

20 Have you seen this document prior to  
21 today's interview?

22 A. Yes.

23 Q. And did BIA provide you with this  
24 document on or about September 15, 2016?

1 A. Yes.

2 MR. NEUMER: Okay. And I will mark that as  
3 Exhibit 5 now.

4 (Whereupon, Velez Exhibit 5 was marked  
5 for identification.)

6 BY MR. NEUMER:

7 Q. And I have now put in front of you what  
8 we will mark as Exhibit 6, a General Progress  
9 Report dated October 20, 2014, with the RD number  
10 HX475653 containing Detective March's notes of his  
11 interview of you.

12 Have you seen this document prior to  
13 today's interview?

14 A. Yes.

15 Q. And did BIA provide you with this  
16 document on or about September 15, 2016?

17 A. Yes.

18 MR. NEUMER: Okay. I am going mark that as  
19 Exhibit 6.

20 (Whereupon, Velez Exhibit 6 was marked  
21 for identification.)

22 BY MR. NEUMER:

23 Q. In order to prepare for today's  
24 interview, did you review the materials that BIA

1 provided you?

2 A. The disk?

3 Q. Yes.

4 A. Yes.

5 Q. And so that includes the Exhibit 6

6 General Progress Report?

7 A. Yes.

8 Q. And the Exhibit 5 Case Supplementary

9 Report?

10 A. Yes.

11 Q. And that disk that BIA provided you, that

12 included video from the in-car video systems of

13 vehicles 813 Robert and 845 Robert; is that

14 correct?

15 A. I'm not positive, so --

16 Q. Do you recall that the disk that BIA

17 provided you contained video?

18 A. There -- yes.

19 Q. Okay. Did you review the video that was

20 contained on the disk that the BIA provided you?

21 A. Not all of the video. There's only the

22 one video of the shooting.

23 Q. Okay. And you reviewed that video prior

24 to today's interview?

1 A. Yes.

2 Q. Since receiving the Notice of Interview,  
3 did you review any materials other than the  
4 materials that BIA provided you?

5 A. Would you repeat that?

6 Q. Sure. So after receiving the Notice of  
7 Interview for today's interview, did you review any  
8 materials other than the materials that BIA  
9 provided you?

10 A. Any other materials? No.

11 Q. Okay. Aside from your attorney, did you  
12 speak to anyone else in preparation for this  
13 interview?

14 A. No.

15 MR. NEUMER: And before we get into our  
16 questions, Counsel, I just wanted to confirm that  
17 you were okay with the IG providing Officer Velez  
18 with a transcript of today's interview within 72  
19 hours of the IG's receipt of that transcript.

20 MR. VALDEZ: Yes.

21 MR. NEUMER: Okay.

22 BY MR. NEUMER:

23 Q. So Officer Velez, I just want to start  
24 with a little background. Could you state your

1 name, Star number, and current unit of assignment?

2 A. Yes. My name, Officer Leticia Velez.  
3 My Star number is 10385. I work in District 8 on  
4 the third watch.

5 Q. Okay. And what was your unit of  
6 assignment on October 20, 2014?

7 A. I was working a beat car. It was  
8 beat 822.

9 Q. And were you on the third watch as of  
10 October 20, 2014?

11 A. Yes, I was.

12 Q. What was your chain of command as of  
13 October 20, 2014?

14 MR. VALDEZ: On October of 2014?

15 MR. NEUMER: Yes.

16 MR. VALDEZ: Okay.

17 BY THE INTERVIEWEE:

18 A. My chain of command in terms --

19 BY MR. NEUMER:

20 Q. Your sergeant, your lieutenant.

21 A. We would report to our sector sergeant.

22 Q. And who was that?

23 A. I believe it was Sergeant Tulley.

24 Q. Sergeant Tulley. Do you know how you

1 spell that last name?

2 A. No, I do not.

3 Q. Okay. Do you recall who the lieutenant  
4 was who was --

5 A. I do not.

6 Q. Okay. Do you ever use your cell phone as  
7 part of your work responsibilities?

8 A. Yes.

9 Q. Could you state your personal cell phone  
10 number for the record?

11 A. Yes. It's [REDACTED].

12 Q. And was that the same number you had on  
13 October 20, 2014?

14 A. Yes.

15 Q. So I want to talk to you about  
16 October 20, 2014. You were present when Laquan  
17 McDonald was shot; is that correct?

18 A. Yes.

19 Q. And at the time of the shooting, you were  
20 in the 822 vehicle; is that correct?

21 A. Yes.

22 Q. And Officer Arturo Bacerra was driving  
23 that vehicle at the time of the shooting; is that  
24 correct?

1 A. Yes.

2 Q. Was Officer Bacerra your partner that  
3 evening?

4 A. Yes.

5 Q. And was he your regular partner at that  
6 time?

7 A. Yes.

8 Q. How long had the two of you been partners  
9 for?

10 A. I don't know. I do not know exactly.

11 Q. So I'm talking about as of October 20,  
12 2014. Do you think you and Officer Bacerra had  
13 partners for more than a year?

14 A. Yes.

15 Q. Okay.

16 A. Yes.

17 Q. More than three years?

18 A. I don't know. I don't know.

19 Q. Okay. So it was more than a year though?

20 A. Yes.

21 Q. I want you to walk us through your  
22 actions immediately following the shooting. And  
23 maybe we could start with where did Officer Bacerra  
24 park the 822 vehicle?

1           A.     I don't know exactly where he parked it.  
2     He did make a U-turn because we had approached.

3           Q.     Okay. And so immediately -- so do you  
4     have any sense of ultimately where that car came to  
5     a stop?

6           A.     I don't know. Just when you make a  
7     U-turn, came -- I don't know if I'm answering your  
8     question correctly, but he just made a complete  
9     U-turn. So --

10          Q.     Yeah. Right. I mean, I guess, do you  
11     know whether the vehicle was north of Officer  
12     Van Dyke's vehicle or whether it was near the  
13     intersection? You know, was it on the east or west  
14     side of Pulaski?

15          A.     After we made the U-turn? We were  
16     facing south at that point.

17          Q.     Do you recall about how far your vehicle  
18     was from Officer Van Dyke's vehicle?

19          A.     I do not.

20          Q.     Do you recall about how far your -- so  
21     you were facing south. Okay.

22                 Would you have been able to see Laquan  
23     McDonald's body from the vantage point of the  
24     vehicle when you were stopped?



1 A. Yes.

2 Q. Do you recall about how far away you were  
3 from Laquan McDonald when the vehicle was stopped?

4 A. I do not, not -- no.

5 Q. Do you think it was more than 50 feet  
6 that that vehicle was away from Laquan McDonald?

7 A. I do not know. I'm not really good with  
8 the numbers, so I don't want to say, "Yeah,  
9 25 feet, 50 feet." I don't know. I don't feel  
10 comfortable with that.

11 Q. Okay. So there was a U-turn?

12 A. Yes.

13 Q. And the 822 vehicle came to a stop, and  
14 it was facing south on Pulaski; is that correct?

15 A. Yes.

16 Q. Okay. Sometimes the court reporter can't  
17 pick up nods or shakes of the head.

18 A. Correct.

19 Q. So I might just ask you to --

20 A. Sure. Yes.

21 Q. Just so the record is clear.

22 Okay. So you are facing south on  
23 Pulaski, and once the vehicle was stopped, you  
24 could see Laquan McDonald's body? Is that fair to

1 say?

2 A. Yes.

3 Q. Okay. And could you also see Officer  
4 Van Dyke and Walsh's vehicle?

5 A. I could not. I was focused on Laquan.

6 Q. Okay.

7 A. So it's not that I could not see it; I  
8 didn't veer to look in that direction.

9 Q. I got you. Were there any other vehicles  
10 between the 822 vehicle, your vehicle, and Laquan  
11 McDonald's body?

12 A. I don't believe so.

13 Q. Okay.

14 A. There were other cars in the area, but  
15 to tell you which beat, I do not know their beats  
16 because these are midnight vehicles.

17 Q. Sure. And those vehicles were not  
18 between the 822 vehicle and Laquan McDonald's body?

19 A. No, I don't believe so. No.

20 Q. They weren't obstructing your view of --

21 A. Correct.

22 Q. -- of his body? Okay.

23 So once Officer Bacerra had stopped the  
24 vehicle, what happened next?

1           A.     When he stopped the vehicle, we exited  
2     the vehicle. I exited the vehicle.

3           Q.     And what did you do once you exited the  
4     vehicle?

5           A.     I walked to the front or the nose of our  
6     car. I didn't take many steps past that.

7           Q.     And once you got to the nose of the  
8     vehicle, what did you do then?

9           A.     I had my gun unholstered. I obviously  
10    put it -- holstered it. I just stood there until  
11    they were -- it was done. I wasn't sure who was  
12    doing shooting when I saw Laquan McDonald fall to  
13    the ground.

14          Q.     So when you got out of your vehicle, were  
15    there still shots being fired?

16          A.     Yes.

17          Q.     And do you have any sense of how many  
18    shots were fired once you got out of your vehicle?

19          A.     No, sir, I don't.

20          Q.     And so you get out of the passenger side  
21    of the vehicle, and you go to the front of the 822  
22    vehicle?

23          A.     Yes.

24          Q.     And you had unholstered your weapon; is

1 that correct?

2 A. I had my gun, like, when I was coming  
3 out, it was unsnapped.

4 Q. And so there were shots being fired. Do  
5 you know who was firing those shots?

6 A. I did not. Both of -- I saw both of the  
7 officers in a ready stance position, but my main  
8 focus was on Laquan.

9 Q. And he was on the ground at that time?

10 A. Yes, he had already fallen to the  
11 ground.

12 Q. Were there any words being said by  
13 anyone?

14 A. I don't know exactly who, but I did hear  
15 prior to the shooting happening for him to drop the  
16 knife.

17 Q. Do you recall whether you heard that when  
18 you were making the U-turn, or do you recall when  
19 you heard that "drop the knife"?

20 A. I do not.

21 Q. Was it before you got out of your vehicle  
22 that you heard "drop the knife"?

23 A. I don't know for certain.

24 Q. And do you recall where Officer Bacerra

1 was while you were at the nose of the vehicle?

2 A. No.

3 Q. Do you recall if he got out of the  
4 vehicle as well?

5 A. I do recall him getting out of the  
6 vehicle as well.

7 Q. Was that -- sorry. Go ahead.

8 A. Yeah, but for -- he wasn't standing,  
9 like, right next to me. So --

10 Q. Sure. Do you recall him getting out of  
11 the vehicle around the same time you got out around  
12 the vehicle?

13 A. Yes.

14 Q. So you're making a U-turn. The vehicle  
15 stops. You get out of the vehicle. You unhook  
16 your weapon?

17 A. It was a snap. It's snapped.

18 Q. You unsnapped your weapon?

19 A. Yeah.

20 Q. Okay. And then you go to the front of  
21 the vehicle, and you see shots being fired at  
22 McDonald?

23 A. Yes.

24 Q. And walk me through what you are doing

1 before those shots were fired?

2 A. I'm just standing there watching.

3 Q. Okay. Okay. And what happens after  
4 those shots stop being fired?

5 A. I observed one of the officers that was  
6 in the ready stance position where the shots were  
7 coming from kick the knife.

8 Q. Okay. And what happened after the knife  
9 was kicked?

10 A. What did I do, or what --

11 Q. Yeah.

12 A. I ended up trying to get in touch with  
13 FOP to let them know there was a police-involved  
14 shooting.

15 Q. Is that protocol to call FOP?

16 A. People were starting to make  
17 notifications. There were officers that were on  
18 the radio requesting an ambulance, requesting a  
19 supervisor.

20 Q. Did anyone instruct you to call FOP?

21 A. No, sir.

22 Q. So who did you call from FOP?

23 A. I didn't speak to anybody. The line was  
24 busy. So I wasn't able to make any type of

1 notification.

2 Q. So is it fair to say that the first thing  
3 you did after the knife was kicked from Laquan  
4 McDonald's hand was to call FOP on your cell phone?

5 A. I mean, I did other stuff, you know.  
6 I looked around to make sure everything is okay.  
7 Did they need me to block traffic? Did I need to  
8 send pedestrians a different way? You know, you  
9 have to start protecting the crime scene. I had  
10 made calls and --

11 Q. Yeah. So walk us through some of  
12 those --

13 A. I had to make the calls.

14 Q. Walk us through some of those activities,  
15 if you could. You mentioned protecting the crime  
16 scene, traffic; were those things that you were  
17 being directed to do?

18 A. No. I believe it's just my experience.  
19 We're still waiting for more officers to come. We  
20 need tape. We need to try to, you know, protect  
21 the area with the tape.

22 Q. Sure.

23 A. Stop cars from coming onto, you know,  
24 where we're at. Everything was pretty much being

1 taken care of by other officers on scene.

2 Q. So how did you go about it? Did you  
3 direct traffic at all?

4 A. I did not, because there was already  
5 somebody on the northbound -- there was a car there  
6 blocking traffic.

7 Q. On Pulaski?

8 A. On -- yeah, southbound so no cars could  
9 come, and I believe there was already cars  
10 northbound. Who I don't know.

11 Q. I think you mentioned protecting the  
12 crime scene or the integrity of the crime scene.  
13 Did you take any steps in furtherance of that goal?

14 A. After I was -- I called FOP. Somebody  
15 answered, and they were like, "We're already  
16 talking to somebody from the 8th District."

17 "Okay." I hang up. We're trying to  
18 look for shell casings, anything else that they may  
19 need.

20 Q. Okay. Do you have FOP's number on your  
21 cell phone?

22 A. Yes, I do.

23 Q. And so you spoke to someone, and they  
24 said, "We're already talking to someone"?



1           A.     We're -- yeah. "We're already on the  
2 line with somebody else."

3           Q.     And so was that the last communication  
4 via telephone with FOP that night?

5           A.     Yes.

6           Q.     So after you had that phone call with  
7 FOP, what did you do next?

8           A.     We remained on scene, waited for a  
9 supervisor to get there. They told us, you know,  
10 "Stick around."

11          Q.     Do you recall who the supervisor was that  
12 told you to wait around?

13          A.     Not exactly, no, I don't.

14          Q.     Did you have any conversations with  
15 Officer Bacerra while you were waiting at the  
16 scene?

17          A.     When I was waiting at the scene, the  
18 only thing was we were -- I told him he needed to  
19 move the vehicle because the ambulance still needed  
20 to come through. And he told me that the camera  
21 person, the person that handles the in-car video  
22 camera system, was on scene and he needed to speak  
23 with me.

24          Q.     So Officer Bacerra told you that the

1 camera person was on scene and needed to talk to  
2 you?

3 A. Yes.

4 Q. And so did Officer Bacerra end up moving  
5 the 822 vehicle?

6 A. He did.

7 Q. Do you recall where he moved it to?

8 A. He moved it off to the side -- I believe  
9 it was in the northbound lane -- just got out of  
10 the street to face the correct direction of travel.  
11 There was actually cars in the vicinity also that  
12 needed to get through.

13 Q. So he moved it so it was facing  
14 northbound in the northbound lane of Pulaski?

15 A. Yes.

16 Q. And so at some point, did you speak with  
17 the camera person?

18 A. Yes.

19 Q. Do you recall the nature of that  
20 conversation?

21 A. He was upset. He said, "What happened  
22 with the camera?"

23 I'm like, "I had tried numerous times to  
24 log on," and he seemed upset.

1 He said, "You know, you tried so many  
2 times, it's like slapping somebody on the back of  
3 the head, that you didn't even give the camera the  
4 opportunity to think, to log on," is what he said.

5 And I was just like, "Okay. I had  
6 attempted."

7 Q. Were you making those attempts to log in  
8 after the shooting or before the shooting?

9 A. No, sir. No. Mine was before the  
10 shooting.

11 Q. Okay.

12 A. During my tour of duty.

13 Q. You had made multiple attempts to log in  
14 to the in-car video system?

15 A. Yes.

16 Q. And those attempts were unsuccessful?

17 A. Correct.

18 Q. Was there any other additional  
19 conversation with -- do you recall the name of that  
20 in-car video person?

21 A. I do not.

22 Q. Okay. Did you have any other  
23 conversation with him?

24 A. No.

1 Q. Who did you speak to after you spoke to  
2 the in-car camera person?

3 A. I didn't speak to anybody. I was just  
4 kind of upset that he said that to me.

5 Q. Do you recall talking to a detective at  
6 some point while at the scene of the shooting?

7 A. No.

8 Q. Do you recall talking to a detective  
9 while you were at area central?

10 A. I don't recall who I spoke to, if it  
11 was -- I don't know who it was that I spoke to.

12 Q. Do you recall talking to or giving an  
13 account of the events you had witnessed to someone  
14 from CPD while you were at the scene of the  
15 shooting?

16 A. An account of the events that had  
17 occurred?

18 Q. Yeah, the McDonald shooting.

19 A. We were told, "You guys are on video.  
20 You have to remain on scene. You're going to have  
21 to go to the area." That's what we were told by  
22 midnight's supervisor. I don't know who he is.

23 Q. Okay. So the midnight supervisor told  
24 you remain on scene and that you would have to go

1 to area central?

2 A. Yes.

3 Q. Did anyone from CPD ask you while you  
4 were at the scene of the shooting for details? Did  
5 they say, "Officer Velez, what did you see"? Did  
6 anyone ask you those questions --

7 A. No.

8 Q. -- while at the scene?

9 A. No, sir.

10 Q. Did anyone from CPD ask you what you had  
11 witnessed when you -- did you eventually go to area  
12 central?

13 A. Yes, we did.

14 Q. Was it you and Officer Bacerra who went  
15 to area central?

16 A. Yes.

17 Q. And how did you guys get to area central?

18 A. He drove in beat 822.

19 Q. So you and Officer Bacerra drove to area  
20 central in the 822 vehicle?

21 A. Yes.

22 Q. Once you got to area central, did anyone  
23 from CPD take a statement from you regarding what  
24 you had witnessed at the scene of the shooting?

1 MR. FAHY: When you say "take a statement," if  
2 you could clarify it.

3 MR. NEUMER: Sure.

4 BY MR. NEUMER:

5 Q. Did anyone ask you questions regarding  
6 what you had witnessed?

7 A. No, not specifically.

8 Q. How about generally? Did anyone ask you  
9 questions about what you had witnessed, at area  
10 central?

11 A. I'm not sure how to answer that because  
12 I didn't -- was not aware if I was being  
13 interviewed. You know, "What happened, what did  
14 you see," you know, I didn't get that,  
15 "Officer Velez, you know, explain to us what  
16 happened and what you saw."

17 So I didn't have an opportunity to  
18 explain what I saw, what I had I had observed. It  
19 was very brief when they spoke to us. I don't know  
20 who I spoke to. It was very, very brief.

21 Q. Okay. So someone spoke to you briefly?

22 A. Yes.

23 Q. And did they ask you any questions?

24 A. They asked us if we saw what happened.

1 Q. And was this at the scene of the shooting  
2 or at area central?

3 A. This was at area central.

4 Q. Okay. And I believe what you were saying  
5 was he "asked us." Who is the "us"?

6 A. Oh, my partner and I.

7 Q. And this person was with CPD, presumably?

8 A. Presumably.

9 Q. Yeah? Do you recall what they were  
10 wearing, what attire they had on?

11 A. He appeared Asian. I don't know if it  
12 was an FOP rep. I don't know who this person was.

13 Q. Where were you located when this  
14 questioning occurred?

15 A. We were at area central.

16 Q. And were you in a side room, up on the  
17 second floor in the main area there?

18 A. There's like an office, because the main  
19 room is where all the detectives are, so on the  
20 side, like, in the office.

21 Q. Just like in a small office to the side?

22 A. Yes.

23 Q. Did this person ask you and Officer  
24 Bacerra to come with him so he could ask you

1 questions?

2 A. No.

3 Q. How did you all end up in this side  
4 office together?

5 A. Everybody was in the room. Everybody  
6 was just milling around pretty much waiting to be  
7 spoken to and waiting for IPRA to speak to us.

8 Q. And were you waiting in the big main  
9 area?

10 A. With the detectives? No, sir. This is  
11 the area where the detectives hang out, and there  
12 is like another room or an office to the side.

13 Q. And so were all the officer witnesses in  
14 that small room off to the side?

15 A. Yeah. They were all spread out on that  
16 side.

17 Q. Was anyone else present when you and  
18 Officer Bacerra were being asked questions?

19 A. In terms, like --

20 Q. Other officers or --

21 A. No, because those are the midnight  
22 officers. We don't really know or talk to them.  
23 It's just me and my partner kind of like hanging  
24 around.



1 Q. And did this person just approach the two  
2 of you?

3 A. Yeah. He's like, "Where were you? What  
4 did you guys see?" You know, "Which one is your  
5 car?" Like, we are in one of the vehicles that's  
6 on camera, it's in the video, and he asked us what  
7 we saw.

8 Q. And do you recall what you personally  
9 told him?

10 A. I do not.

11 Q. Do you recall what Officer Bacerra said  
12 in response to his question?

13 A. No.

14 Q. Okay. I am going to hand you both  
15 Exhibit 5 and Exhibit 6. Exhibit 5 is a Case  
16 Supplementary Report or, rather, an excerpt of a  
17 case supplementary report for HX475653 reporting  
18 Officer David March, date approved March 16, 2015,  
19 and it has some statements attributed to  
20 Officer Velez.

21 I am also going to hand you a general  
22 progress report dated October 20, 2014, that is  
23 signed by Detective David March and contains his  
24 notes. And Officer Bell is his name; he is at the

1 top of that.

2 MR. FAHY: Before you do that, could I take a  
3 brief break?

4 MR. NEUMER: Sure. The time is 4:31, and we'll  
5 go off the record.

6 MR. FAHY: Thanks.

7 (Whereupon, a break was taken.)

8 MR. NEUMER: Time is 4:32 p.m. We are back on  
9 the record.

10 BY MR. NEUMER:

11 Q. Officer Velez, I was handing you  
12 Exhibit 5, the Case Supplementary Report that  
13 includes an account of what is purportedly your  
14 statement, and Exhibit 6, which is a general  
15 progress report that contains notes and that has  
16 your name on it.

17 So we will start with Exhibit 5, and if  
18 you could look at the statement that is attributed  
19 to you in Exhibit 5. Do you have any recollection  
20 of providing this statement to a detective either  
21 at the scene or at the scene of the shooting or at  
22 area central? I'm focused on the bottom of the  
23 page on the two paragraphs under your name.

24 A. I may have spoken to somebody, I don't

1 know who, but this doesn't -- I would not have  
2 said -- I mean, "She saw him waving object in the  
3 air," that's not something I would have said.  
4 That's not accurate.

5 Q. Okay. And we'll get into this. We'll go  
6 line by line on this in a little bit.

7 A. Okay.

8 Q. Right now, I just want to sort of  
9 determine, try and establish when, where, and to  
10 whom you made a statement. So we will get into the  
11 accuracy of each one of these lines in a little  
12 bit.

13 A. Okay.

14 Q. But do you have a sense as to where you  
15 were when you -- do you think this statement and  
16 the general progress report, the notes there, do  
17 you think these were -- this was a conversation  
18 that took place at the scene of the shooting?

19 A. I couldn't tell you. I don't know.

20 Q. So no real recollection of -- I guess,  
21 you do remember being asked a couple of questions  
22 at area central, right?

23 A. Yes.

24 Q. And other than those questions, do you

1 recall answering any other questions from any other  
2 individuals, whether at area central or the scene  
3 of the shooting?

4 A. No, sir, I do not.

5 Q. Is it possible that a detective asked you  
6 questions at the scene of the shooting?

7 A. It could be possible, but I do not  
8 recall.

9 Q. So you mentioned talking to an in-car  
10 video person who was coming to take -- who had some  
11 involvement with the in-car videos at the scene of  
12 the shooting?

13 A. Yes.

14 Q. Do you recall after talking to that  
15 person, did you talk to any other individuals at  
16 the scene?

17 A. No, sir, I do not recall.

18 Q. Did you have any conversations with  
19 Officer Van Dyke at the scene of the shooting?

20 A. No.

21 Q. Did you have any conversations with  
22 Officer Walsh at the scene of the shooting?

23 A. No.

24 Q. How about Officer Sebastian, Daphne

1 Sebastian? Did you have any conversations with her  
2 at the scene of the shooting?

3 A. No.

4 Q. How about Officer Janet Mondragon? Did  
5 you have any conversations with her?

6 A. I did. I asked her if her camera was  
7 on.

8 Q. Okay. And do you recall what she said?

9 A. She said yes.

10 Q. Okay. Did you have any other  
11 conversations with Officer Mondragon on the night  
12 of October 20, 2014?

13 A. No.

14 Q. How about Officer Dora Fontaine? Did you  
15 have any conversations with her at the scene?

16 A. No.

17 Q. How about Officer Ricardo Viramontes, any  
18 conversations?

19 A. No. No.

20 Q. Was there anything that prevented you  
21 from talking to the other officers at the scene of  
22 the shooting?

23 A. I didn't see Dora and Rick. I don't  
24 recall seeing them.

1 Q. Okay.

2 A. So no. And I don't know the other  
3 officers. I don't speak to Van Dyke or to Walsh.  
4 I don't know them to carry a conversation with  
5 them.

6 Q. Did you have any conversations with  
7 Officer Bacerra -- you mentioned moving of the car,  
8 right? Did you have any other conversations with  
9 Officer Bacerra while you were at the scene of the  
10 shooting?

11 A. No, sir.

12 Q. You never discussed the shooting at all  
13 and what your thoughts were about it with Officer  
14 Bacerra?

15 A. We may have spoken about what we were  
16 planning, you know. We didn't have a Taser. That  
17 was discussed.

18 Q. And that was you and Officer Bacerra?

19 A. Yes.

20 Q. And what was the nature of that  
21 conversation?

22 A. We were actually going to take our  
23 lunch, our scheduled lunch, and we didn't take our  
24 lunch. And I said, "You know, we're going to be

1 here all night now."

2 Q. Okay. Was there some discussion about  
3 whether a Taser would have been helpful at the  
4 scene?

5 A. Yes. I did not have a Taser. He did  
6 not have a Taser. So that's why I didn't  
7 understand why we responded if we didn't have a  
8 Taser.

9 Q. And what did Officer Bacerra say?

10 A. He said he didn't understand why I  
11 didn't want to go.

12 Q. Generally, when is it appropriate or when  
13 do other officers respond to a scene such as the  
14 interaction McDonald was having with the officers  
15 that evening? So what factors go into whether you  
16 should respond to the scene?

17 A. When it's a 10-1.

18 Q. And what's a --

19 A. If I have a tool or if I have a report  
20 that somebody is requesting, then I, you know, will  
21 go.

22 Q. And you were just questioning the purpose  
23 of you going to the scene without a Taser?

24 A. Yes.

1 Q. Were there any other conversations with  
2 Officer Bacerra you can recall regarding the  
3 shooting that took place at the scene?

4 A. No.

5 Q. At any time while you were at the scene,  
6 did you hear Officer Van Dyke describing the  
7 shooting?

8 A. No. I didn't even go by him.

9 Q. So you never saw Van Dyke talking to  
10 anyone at the scene?

11 A. No, sir.

12 Q. Did you ever hear any detectives  
13 describing the shooting to police officers?

14 A. No.

15 Q. Do you recall seeing Officer Bacerra  
16 talking to a detective at the scene of the  
17 shooting?

18 A. No, sir, I do not.

19 Q. Did you talk to any FOP representatives  
20 at the scene, not over the phone, but in person?

21 A. No, sir.

22 Q. At any time while you were at the scene  
23 of the shooting, did you see video of the shooting?

24 A. Yes, I did.



1 Q. Okay. Tell us about that. Where were  
2 you when you saw video of the shooting at the  
3 scene?

4 A. When I saw the video? It was in -- I  
5 believe it was 13 Roberts.

6 Q. 813 Robert?

7 A. Yeah.

8 Q. Okay.

9 A. And they were saving it. So usually  
10 what you do is to save it, it has to spool or go  
11 back and then -- and she played it. Janet played  
12 the video.

13 Q. Okay.

14 A. So I saw part of the video, and then I  
15 left. I'm like, "They're going need this." And  
16 that was all that took place.

17 Q. So Officer Mondragon was playing the --

18 A. She was saving it.

19 Q. Oh, she was saving it?

20 A. She was saving the video.

21 Q. Okay.

22 A. Which would have to be uploaded.

23 Q. Okay. But it --

24 A. They had captured what had transpired.

1 Q. Right. And so as she was saving it,  
2 there was some playback as well?

3 A. Yes.

4 Q. That you could see?

5 A. Yes.

6 Q. And so where were you? Were you outside  
7 the vehicle, inside the vehicle?

8 A. I was standing outside peering in while  
9 she was --

10 Q. While she was --

11 A. Doing different things saving it.

12 Q. Was anyone else present while Officer  
13 Mondragon was saving the video?

14 A. No. I don't remember anybody else by  
15 us. I don't recall. No.

16 Q. So your recollection is that she was  
17 inside the vehicle and you were outside the  
18 vehicle?

19 A. Yes.

20 Q. And what did you see on that video?

21 A. I don't remember what I saw exactly, so  
22 I'm not going to tell you this is what happened or  
23 what I saw.

24 Q. Did you see your vehicle on the video?

1 A. Yes.

2 Q. And is that why you were saying, "We're  
3 going need to stick around"?

4 A. No. A supervisor saw the video, said we  
5 had to stick around. "You guys are on it." So we  
6 stuck around. We didn't take off. We're like  
7 they're going to tell us to remain on scene. We  
8 will remain on scene. We have -- you know, we were  
9 there.

10 Q. Did you see the shooting when you watched  
11 the video?

12 A. I watched -- I did see it on the video,  
13 but yes.

14 Q. What was your reaction when you saw the  
15 shooting on the video?

16 A. That the whole thing wasn't really  
17 captured.

18 Q. So what do you mean by that? Flesh that  
19 out for us.

20 A. The fact that when they were recording,  
21 when they recorded, the angle of the vehicle didn't  
22 catch the whole panoramic view of everybody that  
23 was there.

24 Q. Okay.

1 A. That's --

2 Q. Okay. So you couldn't see everything  
3 from the 813 Robert dash cam? Is that --

4 A. It looked like you could see part of it.

5 Q. Okay. But it wasn't the whole scene?

6 A. It's what you're seeing on -- the media  
7 is showing.

8 Q. Was that your reaction when you first saw  
9 it on the night of October 20th?

10 A. No. No, I don't know what I was  
11 thinking right then and there, but they had the  
12 actual -- the shooting was on video. You know, I  
13 didn't see from, like, the beginning to the end,  
14 you know. I didn't see all of that at that point.

15 Q. Okay. Did you see any other video of the  
16 shooting that night?

17 A. No.

18 Q. Did you see any footage from Dunkin'  
19 Donuts?

20 A. No, sir.

21 Q. When you were at area central, did you  
22 see the video again?

23 A. No. They actually didn't allow us to  
24 sit there and watch the video.

1 Q. Who didn't allow you?

2 A. I don't know who, but we were told to go  
3 have a seat. Nobody was allowed to sit there and  
4 crowd around, you know. They were trying to  
5 conduct their investigation. I don't know who it  
6 was. I don't know who they are, but I did not sit  
7 there, you know, by the computer and watch the  
8 video in the office, if that's what you're asking  
9 me. No, I did not.

10 Q. Were there people watching the video at a  
11 computer in area central?

12 A. Detectives were.

13 Q. Okay. So detectives at area central were  
14 watching --

15 A. Or plainclothes people, I should say,  
16 because I don't know who or what, so excuse me.

17 Q. Fair. So plainclothes people were  
18 watching the video on a computer at area central?

19 A. Yes.

20 Q. And did somebody verbally say, "You guys  
21 sit here. Don't watch the video"?

22 A. They just told us to move out of the  
23 way. "Go have a seat."

24 Q. Did you make any attempt to see the

1 video? Did you try and see the video when you were  
2 at area central?

3 A. No, telling me to sit down and have a  
4 seat and they're going speak to me, then I'll sit  
5 down and I'll wait. That's all. I'm not going to,  
6 you know, jump the gun. Just tell me what you need  
7 me to do.

8 Q. You mentioned that you and Officer  
9 Bacerra drove the 822 vehicle to area central after  
10 you left the scene of the shooting; is that  
11 correct?

12 A. Yes. Yeah.

13 Q. Do you have any recollection around what  
14 time you left the scene of the shooting?

15 A. No, I do not.

16 Q. So the shooting occurs just before  
17 10:00 p.m. on October 20, 2014.

18 A. Okay.

19 Q. Do you think that you left the scene of  
20 the shooting before midnight, so that would be  
21 about two hours?

22 A. To go to the area? Perhaps. I don't  
23 know. I really don't know.

24 Q. Do you have any estimate of how long you

1 were at the scene of the shooting?

2 A. No, I don't.

3 Q. Had the ambulance already come to the  
4 scene by the time -- or were you present at the  
5 scene of the shooting when you ambulance arrived?

6 A. I'm sure I was, yeah.

7 Q. Did you have any conversation with any  
8 supervisors when you were at the scene?

9 A. As soon as I was told we were going to  
10 have to go to the area.

11 Q. How about after that?

12 A. No. I don't recall. No.

13 Q. Were you given any directives regarding  
14 any investigative tasks while you were at the  
15 scene?

16 A. Investigative tasks?

17 Q. Sure. You know, like you mentioned, like  
18 preserving the crime scene, looking for shells,  
19 anything like that?

20 A. That's about it. Just looking, you  
21 know, pulled out our flashlight, we're trying to  
22 see if there were any other casings. Was I given a  
23 direct order to do that? I do not recall that.  
24 I don't know.

1 Q. Other than being directed to go to area  
2 central, do you recall receiving any other  
3 directives while you were at the scene?

4 A. No. Anything specific? I do not  
5 recall, no.

6 Q. When you and Officer Bacerra arrived at  
7 area central, who else was present?

8 A. Who was at the scene? We ended up  
9 seeing, but I didn't know who it was, but it was  
10 Van Dyke, his partner Walsh. I know who these  
11 people are now. Of course, I think, Janet and her  
12 partner Daphne. Dora and them showed up later. My  
13 partner.

14 Q. Dora and Rick?

15 A. Rick.

16 Q. Did you speak to any of those officers  
17 you just named while you were at area central?

18 A. No.

19 Q. At any time while you were at area  
20 central, did you hear Van Dyke describe the  
21 shooting to other officers?

22 A. No.

23 Q. At any time while you were at area  
24 central, did Van Dyke describe the shooting to you?



1 A. No.

2 Q. You never were interviewed by IPRA at  
3 area central, right?

4 A. No, sir.

5 Q. Is it fair to say you were mostly sitting  
6 around while at area central?

7 A. That's what it felt like. That's  
8 correct.

9 Q. You mentioned, I believe you said, it  
10 might have been someone from CPD, perhaps of Asian  
11 descent, asked a couple of questions of you and  
12 Officer Bacerra?

13 A. It was somebody who spoke to us for a  
14 few minutes.

15 Q. Other than those questions, did anyone  
16 else while you were at area central ask questions  
17 of you?

18 A. No. Not that I remember, but no.

19 Q. So what happened eventually? How did you  
20 know it was okay to leave?

21 A. We were told that IPRA wasn't going to  
22 speak to anybody else. So we were like, "What are  
23 we going to do? Can we leave?"

24 They said, "Yeah, you guys can leave."

1 Q. Do you recall who told you that?

2 A. No.

3 Q. And so at that point, you left area  
4 central?

5 A. We left. I don't know what time, but we  
6 were there long.

7 Q. Hours?

8 A. Felt like hours, yes. You have to look  
9 at my overtime slip that we had submitted. I don't  
10 know.

11 Q. And where did you and Officer Bacerra go  
12 after you left area central?

13 A. We drove back to the station, and we  
14 submitted our overtime slip to the watch commander,  
15 and we left.

16 Q. Okay. And we touched on this. I just  
17 want to be specific, but did you have any  
18 relationship, work or otherwise, with Officer  
19 Van Dyke prior to October 20 of 2014?

20 A. No. I didn't know him.

21 Q. Did you know Officer Walsh prior to  
22 October 20, 2014?

23 A. No.

24 MR. NEUMER: Will, I was going to change topics

1 here and give Raul a chance to ask some cleanup  
2 questions I won't be asking. Is that okay?

3 MR. FAHY: That's fine.

4 EXAMINATION

5 BY MR. VALDEZ:

6 Q. Just some additional background. I know  
7 we went over some stuff.

8 A. Sure.

9 Q. But your date of appointment?

10 A. I came in January 2000.

11 Q. Were you always on patrol since January  
12 2000?

13 A. I did CAPS, so yeah.

14 Q. Okay. But that's still kind of a patrol  
15 division?

16 A. Yes. Yes.

17 Q. And prior to this shooting that we are  
18 discussing today, were you a witness to any other  
19 police shootings prior to this day?

20 A. No.

21 Q. And how about after that to today? Have  
22 you been in any other police-involved shootings?

23 A. No.

24 Q. You mentioned a 10-1. Can you just

1 describe a 10-1 for the record?

2 A. A 10-1 is an emergency. There are  
3 officers that are calling for help. They could be  
4 outnumbered, somebody could be shooting at them.  
5 It's like a distress call.

6 Q. Essentially, a request for assistance,  
7 right?

8 A. Yes.

9 Q. Do you recall if this was a 10-1, if  
10 there was a call for a 10-1 that evening?

11 A. I do not recall that, but they did sound  
12 like they needed some more officers. They needed  
13 somebody with a Taser.

14 Q. Hence the response, right?

15 A. Hence the response.

16 Q. Do you recall the presence of anyone else  
17 at the scene that you didn't mention to my partner,  
18 any supervisors? For example, I know you said that  
19 Sergeant Tulley was your supervisor that evening?

20 A. Yeah, I don't remember seeing him there,  
21 I don't.

22 Q. Okay. That's not a problem.

23 A. Yeah, so --

24 Q. Any other supervisors that you could

1 recall by name?

2 A. No, sir.

3 Q. Do you know at least rank of the person  
4 who asked you to go to area central?

5 A. Do I know the rank of the supervisor?

6 Q. Correct.

7 A. Probably sergeant. I believe it was a  
8 sergeant.

9 Q. But you just don't recall which sergeant  
10 it would have been?

11 A. Correct.

12 Q. You mentioned that you saw the video in  
13 813 Robert as it was being saved, or portions of  
14 the video, correct?

15 A. Yes.

16 Q. Do you know if anybody else -- at least  
17 did you witness anybody else viewing the video who  
18 was at the scene?

19 A. No, sir.

20 Q. Immediately after the shooting or at  
21 least during shooting and toward the end of the  
22 shooting, you mentioned you got out of your  
23 vehicle, unholstered your weapon, correct?

24 A. Yes. It was --

1 Q. Unsnapped. Excuse me.

2 A. Yeah.

3 Q. You didn't unholster --

4 A. It was unsnapped.

5 Q. After that point, the shooting is done,  
6 you said you were standing in front of your  
7 vehicle. And at that point, you just kind of go  
8 around to assess whether or not you need to see  
9 shell casings, assess whether or not there needs to  
10 be crowd control done.

11 Were there any other actions that you  
12 could recall that you took on?

13 A. No. I don't -- I don't recall.

14 Q. And I know you said you don't recall how  
15 long you were there for. Your shift started at  
16 3:30 that day, correct?

17 A. Yes.

18 Q. Do you know if your official shift was  
19 over by the time you left the scene?

20 A. It was getting close to.

21 Q. Getting close to that time?

22 A. Yeah. So yes.

23 Q. It would have been closer to  
24 midnight-ish?

1 A. Yes.

2 Q. Okay. And I know the exact times --

3 A. Maybe, yeah.

4 Q. -- it's going to be real difficult, but  
5 around the time of the close of your shift, at that  
6 point, a supervisor, probably a sergeant, comes up  
7 to you and tells you, "Hey, your vehicle was on the  
8 video. We need you to go to area central"?

9 A. Yeah.

10 Q. Any other specifics that you can recall  
11 from those interactions from the scene of the  
12 shooting to going to area central?

13 A. No.

14 Q. And you mentioned the -- we went over a  
15 little bit of the statement. To your recollection,  
16 you don't recall giving an official statement to  
17 anyone, correct?

18 A. Correct. If I spoke to somebody, I  
19 don't know who it was. I don't know -- because I'm  
20 looking at this, who this detective is  
21 (indicating). I don't know who David March is.

22 Q. Okay.

23 A. And I see his name here, that I had  
24 given him a statement. I don't know who that is.

1 I don't remember speaking to him.

2 Q. The only person you do remember giving  
3 your recollection of events to was an Asian person  
4 at area central, correct?

5 A. It appeared that way, yes.

6 Q. Could you describe him for me?

7 A. Just Asian.

8 Q. Was he tall, short? I mean, can you give  
9 me like a height?

10 A. We were sitting down.

11 Q. Sitting down? Okay.

12 A. I was sitting down. He sat next to us,  
13 but I don't recall --

14 Q. Do you recall if he introduced himself?

15 A. He probably did, but I don't know who it  
16 was, because then the FOP rep --

17 Q. Was he an older gentleman? I'm sorry.

18 A. I don't know. You know, I don't know.  
19 Perhaps --

20 Q. Was he an older gentleman or a younger  
21 gentleman?

22 A. He was older than us, than me.

23 Q. Would you say like was he possibly, like,  
24 retired age?



1 A. I don't know. Yeah.

2 Q. Okay. And how about his build? Was he a  
3 heavyset guy, a thinner guy?

4 A. Medium. I do not recall. I don't  
5 recall. I really don't.

6 Q. Okay. No, not a problem.

7 A. I'm sorry.

8 FURTHER EXAMINATION

9 BY MR. NEUMER:

10 Q. Okay. Officer Velez, I want to take you  
11 back to the Exhibit 5 and Exhibit 6 and back up a  
12 little bit.

13 And so Exhibit 5 at the top is labelled  
14 "Case Supplementary Report." What is a Case  
15 Supplementary Report?

16 A. This is not something that we use. This  
17 is the detective division.

18 Q. Do you have any familiarity with case  
19 supplementary reports?

20 A. Not with the detectives' forms that they  
21 use, no, sir.

22 Q. So you are really not too familiar  
23 with --

24 A. No.

1 Q. Detectives fill this out, is that -- or  
2 complete these?

3 A. Yes. Yeah, this is all from the  
4 detectives. This is not patrol. It says detective  
5 division there.

6 Q. So you really have minimal interaction  
7 with case supplementary reports or general progress  
8 reports?

9 A. Yeah, I don't come in contact with these  
10 other ones.

11 Q. Do you have any understanding of what the  
12 purpose of a case supplementary report is?

13 A. Well, a supplemental report? Is -- no,  
14 I don't. I'm not trying to explain it. Like, you  
15 know what, I don't.

16 Q. Okay. That's fair. How about a general  
17 progress report? Do you have a general  
18 understanding of what a general progress report is?

19 A. No, sir, I don't.

20 Q. Okay. I want to direct your attention to  
21 the bottom of page 2 of Exhibit 5, the case  
22 supplementary report, and I want to walk through  
23 the statement that is attributed to you,  
24 Officer Velez.

1 A. Okay.

2 Q. And go through one line at a time, and I  
3 want to ask you whether the statement is accurate  
4 and when you recall making it to a CPD  
5 representative. Okay?

6 A. Okay.

7 Q. So I'll just start in the second  
8 paragraph. "Officer Velez added as they approached  
9 the scene, she observed Laquan McDonald standing in  
10 the middle of the street holding a shiny object in  
11 his right hand."

12 So my first question is do you recall  
13 making that statement to a CPD representative on  
14 the night of October 20, 2014?

15 A. It's possible, because I did -- I do  
16 recall that I did see somebody, but to whom? I do  
17 not recall too whom.

18 Q. Okay. So you made some statements  
19 regarding what you had witnessed, but you don't  
20 recall to whom?

21 A. To -- correct.

22 Q. The second question: Is that statement  
23 accurate? Is that what you saw on the night of  
24 October 20, 2014?

1           A.     I saw him holding -- Laquan McDonald  
2     standing in the middle of the street as we had  
3     approached in our vehicle. He held a shiny object  
4     in his right hand and holding his left side is what  
5     I had observed. So this is not completely  
6     accurate.

7           Q.     So you mentioned holding his left side?

8           A.     Yes.

9           Q.     Okay. Is that what you told CPD the  
10    night of October 20, 2014?

11          A.     I didn't speak to anybody to give them a  
12    statement.

13          Q.     Okay. Sorry.

14          A.     You know, for me to give my interview.

15          Q.     Okay. So when you mentioned holding his  
16    left side, that was just what you observed that  
17    night?

18          A.     This is what I had observed --

19          Q.     Okay.

20          A.     -- personally. So --

21          Q.     Okay. Do you recall relating that  
22    information, that you had seen Laquan McDonald  
23    holding his left side, to any CPD representatives  
24    the night of October 20, 2014?

1 A. No.

2 Q. Okay. Understanding that you saw him,  
3 you saw Laquan McDonald holding his left side, is  
4 everything else in that statement accurate?

5 A. In the entire paragraph?

6 Q. No. No. Sorry.

7 A. Oh, just this sentence?

8 Q. Again, it's "Officer Velez added that as  
9 they approached the scene, she observed Laquan  
10 McDonald standing in the middle of the street  
11 holding a shiny object in his right hand."

12 A. Yeah, with the exception that he was  
13 holding the left side, it would be correct. They  
14 didn't include that --

15 Q. Okay.

16 A. -- about the left side.

17 Q. But everything they did include is  
18 accurate. Is that fair to say?

19 A. Not quite, because we are approaching,  
20 he is kind of approaching us too. So just  
21 "standing" to me is just remaining in the middle of  
22 the street.

23 Q. So how would you word it?

24 A. Huh. "As 822 approached, they observed

1 Laquan McDonald also approaching while standing in  
2 the middle," or something --

3 Q. He was moving, is your point, right?

4 A. He was moving, and we were coming, yeah.  
5 So "holding" --

6 Q. So he was moving. He wasn't standing in  
7 the middle of the street. Is that fair to say?

8 A. He was in the middle of the street, but  
9 just standing there not moving is not correct.

10 Q. Okay. Is it accurate to say that he was  
11 holding a shiny object in his right hand?

12 A. Yes.

13 Q. So next sentence: "She saw him waving  
14 the object in the air."

15 Do you recall making that statement to a  
16 CPD representative on the night of October 20,  
17 2014?

18 A. No, I don't.

19 Q. Okay. Is that statement accurate?

20 A. That's not accurate in terms of waving,  
21 to me, an object in the air. This is waving an  
22 object in the air is above your head (indicating).

23 Q. So for the record --

24 A. That's not correct.

1 Q. -- you are moving your hand above your  
2 head?

3 A. Above my head.

4 Q. Okay. Well, how would you characterize  
5 Laquan McDonald's activities?

6 A. Holding the object in his right hand  
7 with his hand to the side, like extended to the  
8 side.

9 Q. Okay. Next statement or next sentence:  
10 "Officer Bacerra drove past McDonald and began to  
11 make a U-turn when Velez heard multiple gunshots  
12 without pause or delay."

13 First question: Do you recall making  
14 this statement to a CPD representative on the night  
15 of October 20, 2014?

16 A. I do not recall speaking to anybody --

17 Q. Right.

18 A. -- in terms of the two-minute, very  
19 brief conversation.

20 Q. Is it possible that you made that  
21 statement to a CPD representative on the night of  
22 October 20, 2014?

23 A. It could be possible. I don't recall.

24 Q. My second question is, is that sentence

1 accurate? Is that what happened?

2 A. "Officer Bacerra drove past McDonald and  
3 began to make a U-turn." That is correct. When I  
4 heard the gunshots being made at McDonald, I didn't  
5 see who did them. Yeah. He fell to the ground --

6 Q. Well, let's just stick to that one  
7 sentence for now, so we just can be --

8 A. Okay.

9 Q. So is it accurate to say -- so the  
10 sentence says, "Officer Bacerra drove past  
11 McDonald, began to make a U-turn, when Velez heard  
12 multiple gunshots without pause or delay."

13 Is that what happened? Is that statement  
14 accurate?

15 A. They were continuous gunshots, yes.

16 Q. Okay. So that statement is accurate,  
17 that sentence?

18 A. With the continuous -- they're using  
19 their terminology of "without pause or delay."

20 Q. And you would say continuously?

21 A. So continuous --

22 Q. Okay.

23 A. -- gunshots.

24 Q. Okay. So if we substitute "continuous"



1 for "without pause or delay," is that statement  
2 accurate?

3 A. Heard -- well, multiple gunshots should  
4 be suffice. I mean --

5 Q. I guess, do you see any other -- do you  
6 see any inaccuracies in that sentence I just read  
7 to you?

8 A. I did hear the multiple gunshots, and  
9 they were continuous. So --

10 Q. And Officer Bacerra did drive past  
11 McDonald to begin to make a U-turn?

12 A. Yes. Yes.

13 Q. Okay. Next sentence: "She then saw  
14 McDonald fall to the ground."

15 Understanding that you don't recall  
16 making a statement to CPD other than the questions  
17 you answered at area central, is it possible you  
18 made that statement, "She then saw McDonald fall to  
19 the ground," to a CPD representative on the night  
20 of October 20, 2014?

21 A. I don't recall making this statement.  
22 Okay?

23 Q. I guess my question is a little  
24 different. Is it possible --

1 A. That I spoke to somebody? Yes.

2 Q. No. Is it possible that you made that  
3 statement, "She then saw McDonald fall to the  
4 ground," to a CPD representative on October 20,  
5 2014?

6 A. I would have said that I saw McDonald  
7 fall to the ground while he was still -- you know,  
8 while the shots were still being, you know, shot.

9 Q. Okay. Let's just focus on this sentence  
10 for right now.

11 So my question is whether it is possible  
12 that you made that statement, "She then saw  
13 McDonald fall to the ground," to a CPD  
14 representative on the night of October 20, 2014.

15 A. It's possible.

16 Q. The next question is, is that statement  
17 accurate?

18 A. Yes.

19 Q. Okay.

20 A. I just want to interject also.

21 Q. Sure.

22 A. It is correct. You know, this is all  
23 based on the video as well. So --

24 Q. Yeah. No, I mean, we're just -- I'm just

1 trying to --

2 A. So I don't want to say something which  
3 my memory -- I've already watched the video. So am  
4 I going off of what I saw at that time or the  
5 video? I mean, what are we --

6 Q. Yeah. No, so when I'm asking you whether  
7 these statements are accurate, it is whether that's  
8 what actually happened. Right?

9 A. So then, yeah, it actually did happen  
10 that he did fall to the ground, and it is on the  
11 video as well showing him fall to the ground. It's  
12 being shot.

13 Q. Okay. Next sentence: "Velez did not see  
14 who fired the shots."

15 Is it possible that you made that  
16 statement to a CPD representative or employee on  
17 the night of October 20, 2014?

18 A. It's possible. I don't recall. I did  
19 not see who it was. Then I did not know who it was  
20 firing the shots. And, well, we know now today who  
21 it was.

22 Q. And so you would say that is an accurate  
23 statement?

24 A. Yes.

1 Q. Okay. Next sentence: "She did see an  
2 unknown officer kick the knife from McDonald's hand  
3 after he was down on the ground."

4 Is it possible you made that statement to  
5 a CPD --

6 A. Yes.

7 Q. -- representative on the night of  
8 October 20, 2014?

9 A. Yes.

10 Q. And is that statement accurate?

11 A. Yes.

12 Q. So I want you to -- going into this  
13 statement a little bit, you heard the gunshots  
14 while Officer Bacerra was completing his U-turn?  
15 Is that fair to say?

16 A. Yes.

17 Q. And then it was then you got out of the  
18 vehicle while shots were still being fired after  
19 Officer Bacerra had completed the U-turn?

20 A. Can you repeat that?

21 Q. Sure. So after Officer Bacerra completed  
22 the U-turn and the car came to a stop, you got out  
23 of the vehicle and saw additional shots being  
24 fired?

1 A. Yes.

2 Q. Do you recall telling anyone from CPD  
3 that you had seen McDonald get shot while he was on  
4 the ground?

5 A. I did not. I didn't give a statement,  
6 didn't know when I was giving a statement to give  
7 this information.

8 Q. Okay.

9 A. If somebody spoke to me.

10 Q. When you were at area central and there  
11 was someone who asked you couple of questions about  
12 what you had seen, do you recall telling that  
13 person that McDonald was on the ground and  
14 additional shots were fired?

15 A. Do I remember saying that to that  
16 person? I don't remember. But they wrote that I  
17 heard multiple gunshots without pause or delay and  
18 saw him fall to the ground. He's obviously still  
19 being shot. He's falling to the ground.

20 Q. Did you see Walsh and Van Dyke with their  
21 guns drawn and pointed at McDonald?

22 A. Yes.

23 Q. Okay. Did you see them firing their  
24 weapons at all?

1           A.     I knew that a gun was being fired  
2 because I could hear it. I didn't know who it was  
3 shooting.

4           Q.     Do you know how far away Van Dyke and  
5 Walsh were from McDonald at the time of the  
6 shooting?

7           A.     No. I'd have to see the video. No.  
8 Don't know what their distance is.

9           Q.     Upon witnessing this shooting and seeing  
10 the shots fired at McDonald when he was on the  
11 ground, did you have any reaction to that?

12          A.     It was horrific to see that. I kind of  
13 froze. I've never witnessed that, and I will have  
14 17 years in January, and I've never seen anything,  
15 never witnessed a police shooting out of my years  
16 of experience. So, yeah, it was horrific to see.

17          Q.     Could you see a reason for those shots to  
18 be fired when McDonald was on the ground?

19          MR. FAHY: You know, at this point I am going  
20 to object. You are asking her to speculate why  
21 another officer discharged his weapon in a certain  
22 circumstance, and it is completely unfair for her to  
23 try to speculate what that officer was thinking as  
24 to why he continued to fire the shots.

1 MR. NEUMER: Your objection is noted for the  
2 record. I will ask the court reporter to read back  
3 the question.

4 (Whereupon, the record was read by  
5 the reporter as requested.)

6 THE INTERVIEWEE: I can answer that or --  
7 BY THE INTERVIEWEE:

8 A. I don't know what his reason was because  
9 I was at a different position or angle. So I could  
10 not explain what his reasoning is. He would be the  
11 only one to explain that.

12 BY MR. NEUMER:

13 Q. I am going to direct your attention to  
14 the Notice of Allegations, just so you can --  
15 direct your attention to number 2 there.

16 "It is alleged that on or about  
17 October 20, 2014, you made a false statement during  
18 an interview with Detective March when, with  
19 respect to the McDonald shooting, you stated that  
20 you did not see who fired shots."

21 What is your response to that allegation?

22 A. I did not make a false statement during  
23 an interview at any time that I recall to Detective  
24 David March in respect to the McDonald shooting,

1 that I stated I did not see who fired the shots.  
2 So I never -- I do not recall speaking to Detective  
3 March.

4 Q. Do you have anything else to add  
5 regarding that allegation?

6 A. I did not see who fired the shots.  
7 I was not familiar with the two officers that were  
8 standing in the ready stance position. I've never  
9 worked with them. I don't know them.

10 Q. "It is alleged that on or about  
11 October 20, 2014, you made a material omission  
12 during an interview with Detective David March  
13 when, with respect to the McDonald shooting, you  
14 failed to state that you saw McDonald being shot  
15 while he was on the ground."

16 What is your response to that allegation?

17 A. I did not make a material omission on or  
18 about October 20, 2014, during an interview with  
19 Detective David March in respect to this McDonald  
20 shooting. I did not make the admission that  
21 McDonald was being shot while he was on the ground.

22 Q. With respect to Exhibit 6, so Exhibit 6  
23 is --

24 MR. FAHY: Before we go there, excuse me, could



1 we just take a break?

2 MR. NEUMER: Sure. The time is 5:18, and we  
3 will go off the record.

4 (Whereupon, a break was taken.)

5 MR. NEUMER: Time is 5:21 p.m. We will go back  
6 on the record.

7 BY MR. NEUMER:

8 Q. Officer Velez, I want to -- so I --

9 A. Excuse me. Could I just clarify that  
10 number 2 of the false statement during an interview  
11 with CPD Detective March that I stated I didn't see  
12 who fired the shots, I didn't know if it was Walsh  
13 or if it was Van Dyke. I didn't know who was  
14 firing the shots. I want that to show that I  
15 didn't know who they were, who was shooting.

16 Q. You knew shots were being --

17 A. They were both in a ready stance  
18 position.

19 Q. Okay. So you saw -- I mean, you didn't  
20 know that it was Van Dyke or Walsh, but you saw two  
21 people who you later --

22 A. I didn't know that it was Van Dyke that  
23 was the one that was shooting. I found out later  
24 that it was him, because I don't know them or him.

1 Q. Do you recall how you found out that it  
2 was Van Dyke who had done the shooting?

3 A. When we went up to the area.

4 Q. And --

5 A. It was confirmed Van Dyke was the one  
6 that shot. It was not Walsh.

7 Q. Did someone say that to you, or --

8 A. I don't -- I don't recall how I received  
9 that information. They're all -- everybody was  
10 talking about it. Everybody who was there said it  
11 was Van Dyke. I remember asking my partner, I'm  
12 like, "Was it Walsh?" I believed -- I had believed  
13 that it was Walsh the whole time. My partner said  
14 no, that it was -- it was Van Dyke; it wasn't  
15 Walsh. He had clarified that.

16 Q. And do you recall when you and Officer  
17 Bacerra had that conversation?

18 A. On our way to the -- on our way to the  
19 area.

20 Q. While you were in the 822 car?

21 A. Yes.

22 Q. Did you have any other discussions  
23 regarding -- did you talk about whether the  
24 shooting was justified at all?

1 A. We talked about how crazy it was to  
2 witness that shooting.

3 Q. Did you have any conversations about, "I  
4 don't know if all those -- if he needed to fire all  
5 those shots," anything like that?

6 A. Yes.

7 Q. And what was that? Tell us about that  
8 conversation.

9 A. Just that it was a lot. Moving on to  
10 number 3 where I saw him being shot, he was on the  
11 ground, he was standing up when he was getting  
12 shot; he was down on the ground, he was getting  
13 shot. So --

14 Q. Did Officer Bacerra agree that it was a  
15 lot of shots to be fired?

16 A. Yes.

17 Q. Was there any further conversation  
18 regarding the number of shots fired?

19 A. Not that I recall.

20 Q. Okay. I want to point your attention to  
21 the General Progress Report. I think it's -- is  
22 that Exhibit 5 or 6?

23 A. It's 6.

24 Q. Okay. So this General Progress Report is

1 dated October 20, 2014. That is the night of the  
2 shooting. It has the name "L. Velez" at the top,  
3 and it is signed by Detective David March, and it  
4 has notes, and I will just read that into the  
5 record.

6 "As they approached the scene, saw O,"  
7 presumably offender, "in middle of street, shiny  
8 object in R hand," presumably the right hand,  
9 "O waving object in air. AB," presumably Arturo  
10 Bacerra, "drove past O, began to make U-turn. LV  
11 heard multiple gunshots without pause or delay, saw  
12 O fall to the ground. Did not see who fired. Saw  
13 unknown PO kick knife from O's hand."

14 So these are Detective March's notes, and  
15 they are, in this case, notes of an interview that  
16 purportedly took place.

17 Understanding that you don't recall  
18 speaking to really anyone at the scene of the  
19 shooting, is it your position that Detective March  
20 fabricated these notes?

21 A. I don't know. Like I said, I do not  
22 remember speaking to the detective, and these are  
23 things I wouldn't have necessarily said in that  
24 context. I wouldn't have said "waving the object

1 in the air." And then the -- "saw the offender  
2 fall to the ground." I didn't see who fired.  
3 I didn't know which officer, who the officer was  
4 that fired, but obviously, one of the two officers  
5 was firing, but I didn't say that.

6 Q. I mean, is it possible that this  
7 detective, Detective March, spoke with you at the  
8 scene of the shooting and took notes regarding that  
9 conversation?

10 A. It could be possible, but I don't  
11 remember.

12 Q. Okay.

13 A. I don't know.

14 Q. Well, now, directing your attention back  
15 to the supplementary --

16 A. Okay.

17 Q. Your statement in the supplementary  
18 report. Do you feel that this statement attributed  
19 to you fully captures what you saw on the night of  
20 October 20, 2014?

21 A. No.

22 Q. Okay.

23 MR. FAHY: Well, I mean, it's a summary. So, I  
24 mean, how could I ever fully capture what a witness

1 saw?

2 MR. NEUMER: That's fair.

3 BY MR. NEUMER:

4 Q. I think you mentioned that you saw Laquan  
5 McDonald holding his left side?

6 A. Yes.

7 Q. And that is not contained in this  
8 statement.

9 Are there any other observations or  
10 things you witnessed that night that are not  
11 contained in this statement?

12 A. Well, the fact that I had saw him  
13 holding his side, I had believed he had a gun, you  
14 know, that is not in there. He was holding a shiny  
15 object. He was not waving it up over his head or  
16 in the air; it was to the side. His hand was  
17 extended.

18 When the Officers Walsh and Van Dyke go  
19 around us, we make our U-turn, you know, that's all  
20 captured on the video. But in terms of my  
21 statement seeing, you know, seeing this, this is  
22 not what I said or what I would have stated in  
23 terms of my statement.

24 Q. Are there any other important facts or

1 observations you made on the night of October 20,  
2 2014, that are not captured in the statement that  
3 is attributed to you?

4 A. Well, the gunshots were continuous when  
5 he was standing, and he fell to the ground and he  
6 was still being shot, and --

7 Q. I mean, if anything --

8 A. Yeah, I'm like -- I mean, those things  
9 are not in there.

10 Q. I mean, I guess, put differently, if  
11 someone had taken your statement that night, if  
12 someone had asked you to walk them through  
13 everything you saw that night, what facts would you  
14 have related to them that are not apparent -- and I  
15 know we've walked through a couple of them, and I  
16 am just trying to see if there is anything  
17 additional other than what we have already talked  
18 about.

19 A. Yes.

20 Q. If there is not, that's fine. If there  
21 is anything else that you think you would have  
22 relayed to someone taking your statement, then --

23 A. I've already stated what I would have  
24 said and what I would not have stated.

1 Q. Directing your attention to the Notice of  
2 Allegations, number 1, "It is alleged that on or  
3 about October 20, 2014, you provided a false  
4 narrative to Detective David March of the Chicago  
5 police department concerning the McDonald  
6 shooting," what is your response to that  
7 allegation?

8 A. That I did not provide a false  
9 narrative.

10 Q. Do you have anything else to add on that  
11 allegation?

12 A. I would add that I don't recall speaking  
13 to him. I don't know who I spoke to, who took my  
14 statement, if there was somebody I spoke to  
15 concerning this shooting. So I obviously spoke to  
16 somebody, but who was it? I don't know who took my  
17 statement. And that's for them to say that it was  
18 a false narrative, not intentional at all for me to  
19 give any false narratives or statements or  
20 admissions of anything.

21 Q. Did anyone at any time at the scene of  
22 the shooting pressure you to make a statement  
23 regarding the shooting?

24 A. No, sir.



1 Q. Did anyone pressure you in any way to  
2 hold back from stating what you saw?

3 A. No.

4 Q. Did anyone tell you, "Don't tell anyone  
5 that you saw McDonald get shot while he was on the  
6 ground"?

7 A. No.

8 Q. No?

9 A. No. It wasn't even asked. He was being  
10 shot when he was standing. He was being shot when  
11 he fell to the ground. It was -- it was being  
12 shot. I mean --

13 Q. So no one while at the scene or area  
14 central ever in any way suggested you should do  
15 anything other than tell the whole truth regarding  
16 what you had witnessed?

17 A. Say that again. What?

18 MR. NEUMER: Could you read my question back.

19 (Whereupon, the record was read by  
20 the reporter as requested.)

21 BY THE INTERVIEWEE:

22 A. Yeah, we told the truth. "Tell us what  
23 happened." Who was it? I don't know. Yeah,  
24 nobody ever said to not tell the truth; tell the

1 truth, tell you what we observed, what we  
2 witnessed.

3 MR. NEUMER: Okay. Follow-up?

4 MR. VALDEZ: Sure.

5 FURTHER EXAMINATION

6 BY MR. VALDEZ:

7 Q. I think you mentioned that you did see  
8 the video, correct?

9 A. Yes.

10 Q. Subsequent to the shooting, whatever  
11 timing that was. But in the video, we see 822,  
12 which you're a passenger in, driving southbound on  
13 Pulaski, correct?

14 A. Yes.

15 Q. Officer Van Dyke and Officer Walsh's  
16 vehicle?

17 A. Oh, you said we were going southbound?  
18 We weren't going southbound; we were going  
19 northbound and --

20 Q. Northbound. I'm sorry. Correct.  
21 Northbound in the southbound lanes?

22 A. No.

23 Q. No, northbound in the northbound lanes.

24 A. We were in the northbound lane.

1 Q. As you passed Officer Walsh and Officer  
2 Van Dyke's vehicle, we see your vehicle proceed  
3 northbound, and then you are out of the picture,  
4 correct?

5 A. Yes.

6 Q. Can you explain to us what happens as you  
7 are out of the frame, what we don't see on the  
8 video? Can you kind of walk me through that,  
9 please?

10 A. Bacerra makes the U-turn. While he is  
11 making the U-turn, the shots are already being  
12 fired.

13 Q. Okay.

14 A. I'm the passenger. I'm trying to see  
15 what's happening. Since he's driving, he's looking  
16 forward to make the U-turn and put the car in park.  
17 I'm trying to see as much as I can. My main focus  
18 was more on McDonald, just watching him. That was  
19 my focus.

20 Makes that U-turn, we're there, you  
21 know, jump out of the car, stop at the nose of the  
22 squad car.

23 Q. As you're making the U-turn, do you  
24 recall the placement of your vehicle? Are you at

1 the intersection already? I know there's a light  
2 there right by the Burger King?

3 A. No, that's too far.

4 Q. That's too far?

5 A. Yeah.

6 Q. So you were a little further south than  
7 that?

8 A. There's the Dunkin' Donuts. The Burger  
9 King is over here (indicating). Yeah, we're  
10 between Dunkin' Donuts and Burger King.

11 Q. Okay. And do you know what prompted  
12 Bacerra to make a U-turn on the vehicle?

13 A. He was moving out of the way because  
14 Laquan McDonald had already passed us.

15 Q. So he comes --

16 A. That's the reason why, so he was making  
17 the U-turn.

18 Q. Because you are pointed in the opposite  
19 direction --

20 A. Yes.

21 Q. -- of his direction of travel?

22 A. Correct.

23 Q. As Officer Bacerra was making the U-turn,  
24 was there anything in front of you that you recall,

1 or did you not see anything in front of the  
2 vehicle? Were there any other officers?

3 A. There were other officers. I don't know  
4 who they were. And -- I don't know. I really  
5 don't know. I just remember we were making the  
6 U-turn. So there were other officers that were  
7 going, some on foot -- who are they, I don't  
8 know -- and then the other vehicle that caught the  
9 video.

10 Q. Okay.

11 A. So --

12 Q. And you said as he began to make the  
13 U-turn, you already heard shots, correct?

14 A. Yeah. We were -- it was a -- it was  
15 seconds.

16 Q. Seconds? Okay.

17 A. It's fast. It doesn't take you long to  
18 make the a U-turn.

19 Q. Right.

20 A. So it's happening while we're making  
21 that turn and I'm still trying to turn around to  
22 see, but I'm watching McDonald.

23 Q. Right. Now, I could understand that  
24 you're looking across Bacerra's shoulder at that

1 point?

2 A. Yes.

3 Q. Because he is the driver of the vehicle.

4 Can you estimate how many seconds the shooting took  
5 place over?

6 A. I cannot. I really cannot. We would  
7 have to watch the video. I really don't know.

8 Q. Okay. Not a problem.

9 A. Yeah, it's fast.

10 Q. Fast?

11 A. Yes.

12 Q. And your eyes are fixed on Laquan the  
13 entire time?

14 A. Yes.

15 Q. You mentioned that you thought he had a  
16 gun?

17 A. I did.

18 Q. Was that the reason your eyes were fixed  
19 on him?

20 A. Yes.

21 Q. And I know we talked about the U-turn.  
22 You said you recalled some officers on  
23 foot?

24 A. Yes.

1 Q. Is there one specifically that you  
2 recall, anybody waving you to complete the U-turn?  
3 Did you have to stop and make the U-turn?

4 A. I don't know who they are because  
5 they're midnight officers.

6 Q. Does that at least ring a bell?

7 A. Yes.

8 Q. That you recall Bacerra stopping the  
9 vehicle and an officer waving him to complete the  
10 U-turn?

11 A. Yes.

12 Q. Okay. So as you are making the U-turn,  
13 somebody is in front of you?

14 A. Yeah.

15 Q. Bacerra stops, and that officer then  
16 waves you to complete the U-turn?

17 A. Yes.

18 Q. Okay. And now I am going to fast-forward  
19 a bit to the statement.

20 A. Okay.

21 Q. Do you know who Detective March is at  
22 all?

23 A. I do not.

24 Q. Okay. Now, at the scene, I could

1 understand there's probably a lot of things going  
2 on, a lot of people, moving around, things of that  
3 nature. What is the reason, at least if you could  
4 let me know, why don't you recall giving a  
5 statement? Was it that nobody took a statement, or  
6 you just don't recall giving one?

7 A. I didn't -- I don't remember or recall  
8 giving that statement or a statement. I feel if  
9 you are going to give a statement, we're going to  
10 speak one on one. "Okay," you know, "write  
11 down" -- you know, "What's your name?" You know,  
12 "What happened? How old are you?"

13 You know, when we go door to door and we  
14 try to get witnesses, these are questions that we  
15 ask. This is why.

16 Q. So was it the lack of formality that  
17 you're saying you didn't give a statement? So if  
18 we take out the formality part of it, do you recall  
19 speaking to anybody at the scene about what you  
20 witnessed?

21 A. I don't remember speaking to anybody at  
22 the crime scene. I really don't.

23 Q. Okay.

24 A. I just don't. But we did speak to



1 somebody when we were at the detective -- at this  
2 area. Okay? I really don't remember. The person  
3 that I did speak to was the camera guy.

4 Q. Got it.

5 A. The sergeant, you know. But I don't.  
6 And if I did, I don't remember.

7 FURTHER EXAMINATION

8 BY MR. NEUMER:

9 Q. Just one quick follow-up.

10 With respect to McDonald, what made you  
11 think he had a gun when you came approaching the  
12 scene?

13 A. Because the way the call came through  
14 and he's running down the street, he's holding his  
15 side, and he's adjusting his pants. Maybe he  
16 didn't have a gun, but here I am thinking  
17 worst-case scenario of a person breaking into cars  
18 or trucks.

19 You have police visibility. Officers  
20 are telling you to stop. There's got to be more to  
21 it. Okay. Maybe you don't have a gun. Maybe  
22 you're just on drugs. I don't know. So worst-case  
23 scenario, always assume, you know, or be prepared  
24 for the worst is the reason being.

1 MR. NEUMER: I think Investigator Valdez is  
2 going to ask you some questions about in-car video  
3 systems.

4 THE INTERVIEWEE: Okay.

5 FURTHER EXAMINATION

6 BY MR. VALDEZ:

7 Q. So we'll get into in-car videos. Is it  
8 fair to call them dash cams? Is that fair enough  
9 for you?

10 A. Sure. Fair.

11 Q. Okay. So what is a dash cam?

12 A. Dash camera, a camera on the dash of the  
13 squad car. Some of them had them or have them now,  
14 I believe, on the top where the window -- no, the  
15 camera is on the -- in the window, windshield, and  
16 sometimes they have this screen that you can see  
17 where the video is up on the top. Sometimes  
18 they're just on your dash. They have moved those  
19 because it's an obstruction.

20 On all of them, I don't know, but I  
21 know -- I actually think ours is on the top of  
22 822's vehicle, and it records. Anytime you  
23 activate your lights, it'll begin to record.

24 Q. Okay.

1 MR. NEUMER: Could I just pause? Could we just  
2 go off the record for a very quick minute? Time is  
3 5:42.

4 (Whereupon, a break was taken.)

5 MR. VALDEZ: Time is still 5:42, and we will go  
6 back on the record.

7 BY MR. VALDEZ:

8 Q. So the dash cam, we are discussing dash  
9 cams. You mentioned there was some different  
10 placement in terms of where the screens are.

11 The vehicle that you were in on  
12 October 20, 2014, do you recall what type of  
13 vehicle that was?

14 A. Oh, gosh. Not the Tahoe.

15 Q. The Explorer, Ford?

16 A. It's a Ford Explorer, it's -- our car  
17 number was 8765 is the vehicle that we were  
18 utilizing that day.

19 Q. Got it. Do you recall where the monitor  
20 placement was on that vehicle?

21 A. I don't.

22 Q. Okay.

23 A. We've since received a new -- well,  
24 they've received a new squad car. I don't work the

1 car anymore, so --

2 Q. Okay. The dash cam, they also capture  
3 audio; is that correct?

4 A. Yes.

5 Q. Can you walk me through the start of your  
6 tour, you get to your vehicle, kind of what the  
7 process is in terms of using the dash cam?

8 A. You have to try to log in. There's a  
9 screen that -- a virtual screen that pops up, and  
10 you put your PC number, your password, your  
11 partner, and then the beat that you are working,  
12 and that's how you try to log on.

13 Q. Are there any other steps in terms of  
14 utilizing the system that you have to take upon  
15 entering the vehicle?

16 A. Recently, from -- I had just gotten back  
17 from vacation, and they said that they wanted to  
18 speak into the mics, state your name and state your  
19 beat and, I believe, the date.

20 Q. Do you recall when that directive was  
21 given?

22 A. I do not, but it was not 2014, around  
23 that time.

24 Q. It was sometime thereafter?

1 A. It was after that.

2 Q. Do you know what rules kind of governed  
3 the use of the dash cam at that time, October 20,  
4 2014?

5 A. The rules that govern it?

6 Q. Correct, like --

7 A. I do not, no.

8 Q. -- special orders or general orders  
9 maybe?

10 A. I know for the domestics, you are  
11 supposed to keep the camera running. Is that what  
12 you are asking me, that kind of stuff?

13 Q. Yeah, is there a general order or special  
14 order?

15 A. There is a general order.

16 Q. Okay.

17 A. You are supposed to keep your camera  
18 running. DUI's. Of course this, you know,  
19 shooting.

20 Q. Okay. What I will do is I will put --  
21 just so we have it there, I'll introduce Exhibit 7.

22 (Whereupon, Velez Exhibit 7 was  
23 marked for identification.)  
24

1 BY MR. VALDEZ:

2 Q. What this is, is Special Order 03-05. It  
3 is titled In-Car Video Systems.

4 A. Okay.

5 Q. The effective date is 23 February of  
6 2012. Okay?

7 A. Of 23 February?

8 Q. Top right-hand side there.

9 A. Okay. Okay.

10 Q. So that would have been before --

11 A. This was when it was issued?

12 Q. Correct. Correct.

13 A. Okay.

14 Q. What I want to do is just draw your  
15 attention to section 6, and that will be on page 3  
16 of 9.

17 A. Okay.

18 Q. Specifically where it says, "At the  
19 beginning of the tour of duty, a department member  
20 is to visually inspect the in-car video system  
21 equipment for damage, obtain the remote transmitter  
22 audio recorder, and make sure that it is securely  
23 attached to the member's person, and follow the  
24 startup procedures for the in-car video system as

1 trained and ensure the system is working properly."

2 Were you aware of those procedures at the  
3 time?

4 A. Yes.

5 Q. So in terms of the log-in, I know you  
6 mentioned putting in the PC number. Is it also  
7 part of the startup procedure to attach the  
8 microphone at the time?

9 A. You're supposed to have microphone on  
10 your person.

11 Q. On your person?

12 A. Uh-huh.

13 Q. Okay. Did you receive any type of  
14 training prior to getting a vehicle with a dash  
15 cam?

16 A. We did receive training for the camera.

17 Q. Do you recall when that was?

18 A. I do not.

19 Q. Was it years before this, before  
20 October 20, 2014?

21 A. Yes.

22 Q. Do you know where it was at? Did you do  
23 the academy training, or did they do it  
24 something --

1 A. We went to the academy for the training.

2 Q. Was it, like, an all-day training? Does  
3 that ring a bell?

4 A. I think it was all day, the tour of  
5 duty.

6 Q. Okay. And you were the passenger in the  
7 vehicle, 822, correct?

8 A. Yes.

9 Q. Is that the same vehicle that you had  
10 used in other tours?

11 A. Other tours? You mean --

12 Q. So other watches? Was that your regular  
13 vehicle, 8765?

14 A. 8765 was -- at that time?

15 Q. At that time.

16 A. It was the assigned vehicle for 822.

17 Q. That was something that you had used in  
18 previous watches, previous days that you have  
19 worked?

20 A. Yes -- or not watches, because I have  
21 only been on third watch.

22 Q. Third watch. Okay.

23 A. Yeah.

24 Q. So other days that you worked, we'll call



1 it.

2 You have said that the video turns on  
3 when you use the emergency lights, correct?

4 A. Yes.

5 Q. Are there any other times that the video  
6 turns on?

7 A. You can turn it on yourself if  
8 you -- there's a button that you can press and it  
9 can be activated.

10 Q. And what is your PC number, Officer?

11 A. PC [REDACTED]

12 Q. And was that the same PC number that you  
13 had on October 20th?

14 A. Yes.

15 Q. 2014?

16 A. Yes.

17 Q. Now, that evening, yes, for October 20,  
18 2014, did you follow the startup procedures when  
19 you entered the vehicle?

20 A. I don't remember if I did it right away.  
21 It's something --

22 Q. Is it something you routinely do?

23 A. Yeah, you're supposed to. You know, if  
24 you get a call and you go to the call, sometimes

1 throughout the tour, you do it, but yeah, so no, I  
2 don't remember if I logged on immediately, right  
3 away. I wasn't able to. We had tried throughout  
4 the day, and I was not successful. So --

5 Q. Is it --

6 A. If that's successful, just wait for  
7 the -- you just have to give it some time and then  
8 you try back again to log back on.

9 Q. Okay. So you started your tour -- well,  
10 you started your shift at 3:30. You did roll,  
11 correct?

12 A. We had the roll call, and we are usually  
13 out maybe almost by 4:00.

14 Q. Okay. So by 4:00. So you get to the  
15 vehicle. You are the passenger. Is it normal for  
16 the passenger to log in, or do you and Officer  
17 Bacerra switch off? How does that work?

18 A. We switch off.

19 Q. So this day, you were the one who was  
20 attempting to log in?

21 A. Yeah, I did. I attempted.

22 Q. And you said when you tried to log in, it  
23 would not allow you to do so?

24 A. It was not successful, correct.

1 Q. Do you recall why it wasn't successful,  
2 or was it just the system was acting up?

3 A. It was acting up. You couldn't -- we  
4 couldn't get the startup screen to log in, so  
5 sometimes --

6 Q. So it wasn't coming up to --

7 A. Sometimes you have to shut it down and  
8 then restart it, like a reboot, so that you could  
9 do it.

10 Q. Okay. So you never got to the screen  
11 where you were able to put in your PC number?

12 A. Correct. There were a few times that I  
13 did, but there was like a delay, so it wasn't  
14 registering.

15 Q. Initially, though -- and go ahead.  
16 Finish your thought. I'm sorry.

17 A. I was going to say no, and then so what  
18 we do is you just shut it down and then we restart.  
19 Sometimes it's too much memory. You have to go  
20 back and try to upload.

21 Q. So that day -- and I know we're going  
22 back some time here.

23 A. Sure.

24 Q. But you get in, you attempt to log in; it

1 doesn't allow you to log in. Do you guys drive  
2 away from the District at that point?

3 A. Yes.

4 Q. You go about your day.

5 Do you know when the next time you tried  
6 to log in was, approximately how much time had  
7 passed?

8 A. No, sir, I do not.

9 Q. Do you know how many times you attempted  
10 to log in that day?

11 A. No.

12 Q. Were there any issues with the dash cam  
13 on days prior to that?

14 A. I don't remember.

15 Q. And if there are issues with the vehicle  
16 or with the dash cam, what's the process that you  
17 have for --

18 A. If there's an issue, you would notify  
19 the supervisor. Supervisor gets a ticket number  
20 from the hot desk or --

21 Q. Okay. And your supervisor was Sergeant  
22 Tulley; is that correct?

23 A. That particular day, he was, but any  
24 other days, you have other supervisors. So yeah.

1 Q. Okay. So the process is you report,  
2 "Hey, I have an issue," how do you go about making  
3 that report, making that notification?

4 A. You get on the radio, and you let them  
5 know.

6 Q. So it's via the radio?

7 A. You could do the radio.

8 Q. Do you ever use PDT?

9 A. You could do it either/or.

10 Q. Have you done both?

11 A. I'm sure I have. I don't know.

12 Q. Do you have, like, a regular way?

13 A. Did I do it that day? No, I didn't do  
14 it that day. I didn't notify him that day.

15 Q. So you had an issue with the system, you  
16 weren't able to log on, and you said you didn't  
17 notice -- didn't let the supervisor know?

18 A. I did not.

19 Q. Was there any reason that you didn't let  
20 him know that day?

21 A. No. I failed to do that.

22 Q. So throughout the shift, the camera was  
23 not working. You said you attempted to log in.  
24 You didn't notify the supervisor. Did he ask at

1 all? Is it normal for the supervisor to ask if  
2 your dash cam was working?

3 A. Yes, he asks for a meet. I am  
4 usually -- I didn't speak to him because I'm the  
5 passenger, my partner is the driver. So if he had  
6 a conversation, I don't know.

7 Q. Got it. Okay.

8 Are you ever the driver of the vehicle?

9 A. Yes.

10 Q. When you are the driver and you are the  
11 person communicating with the supervisor, is it  
12 normal for the supervisor to ask? At that time,  
13 was it normal?

14 A. You let him know. You tell him.

15 Q. So it is not something that they prompt  
16 you to say, "Hey, do you have any issues with your  
17 camera"?

18 A. Well, now it's different. Now they ask,  
19 "Is it working or not?" If it's not, then give me  
20 your ticket number.

21 Q. Okay. So back then though, it was --

22 A. This is in 2014.

23 Q. Got it. So was it just something that it  
24 wasn't made a priority back then where it is now?

1 I mean, is that a fair statement?

2 A. That sounds fair enough.

3 Q. Okay. So you attempted to log in. It  
4 wasn't working for you. Do you recall if that  
5 vehicle had a ticket, an open ticket on it?

6 A. I do not.

7 Q. When there is an open ticket when there  
8 is something reported, what is the process?  
9 I guess, well, how do you know that a vehicle has a  
10 ticket number on it?

11 A. There's usually -- the ticket number is  
12 actually written, and it's on the screen. They  
13 will put it on the screen.

14 Q. Like a Post-It or something like that?

15 A. Yes.

16 Q. So when you had that number, do you  
17 report that to the supervisor?

18 A. Yes.

19 Q. And do you know at all how the supervisor  
20 goes about documenting those issues?

21 A. I do not.

22 Q. So all you do is oral report to the  
23 supervisor, and from there the supervisor does --

24 A. If we have a ticket number, we let him

1 know the car has -- "We have a ticket number for  
2 the camera. It's not functioning."

3 Q. Okay.

4 A. Or if it's not functioning because it  
5 will not go on, then he will get the ticket number.

6 Q. Got it. And he lets you know the ticket  
7 number?

8 A. Yes.

9 Q. And you post it onto the --

10 A. Yes.

11 Q. -- the dash cam?

12 A. Either that, or one time I know they had  
13 us just call it in, call the problem in, and you  
14 get a ticket number, have the officer get it.

15 Q. So you would call IT and do that  
16 yourself?

17 A. Yeah, either/or, so just it has to be  
18 report.

19 Q. Got it. In the normal course of duty at  
20 that time, where did you keep the microphones for  
21 the vehicle?

22 A. They're usually on the -- where the mic  
23 holder is. And since we were not able to log on,  
24 we didn't take the microphones. So we didn't have



1    them on our person because we weren't able to log  
2    on or, you know, get this working.

3           Q.     So the dash cam wasn't working; there is  
4    no need to attach the microphone?

5           A.     There is no need for that.  You're not  
6    logged on.

7           Q.     If the dash cam was working, would you  
8    attach the microphones?

9           A.     Yes.  Yes, because the --

10          Q.     Okay.  So it wasn't something that you  
11   intentionally left it there?

12          A.     Correct.

13          Q.     It's not something you normally did?  Did  
14   you normal leave the microphones in the charging  
15   cradle?

16          A.     We would, and then we were told that  
17   inspectors are writing people up, so you are  
18   responsible for carrying that mic at all times.

19          Q.     Okay.  Do you recall a process for  
20   syncing the microphones at that time?

21          A.     I know what the process is.  Did we sync  
22   that day or -- no, we did not.

23          Q.     And what is the process to sync them?

24          A.     There is one where it's got, like, two

1 prongs, and you put it up on the --

2 Q. In the unit?

3 A. Yeah, in the unit, so that's how you  
4 sync it. And then you make sure that both of the  
5 mics are synced, mic 1, mic 2.

6 Q. And is that are something you have to do  
7 at every tour or --

8 A. Yes.

9 Q. Okay.

10 A. You do it in the beginning of your tour.

11 Q. Okay. Now, you said you have reason --  
12 there was no audio, obviously, so there was no  
13 video, so there was no way for you --

14 A. We weren't able to log in, so we didn't  
15 get the mics.

16 Q. Sorry. Got it. And you didn't report it  
17 to the supervisor?

18 A. And I failed to report it to my  
19 supervisor, yes.

20 Q. And when you met with the -- we'll call  
21 him the video tech.

22 A. Yes.

23 Q. After the shooting, the video tech shows  
24 up, and he tries to pull video from the system.

1 Are you present when he is doing that?

2 A. I'm not.

3 Q. Okay. Who was present?

4 A. I believe my partner was. He is the one  
5 that called me to him.

6 Q. Got it. So the first time you see him,  
7 Officer Bacerra says, "Hey, this guy wants to talk  
8 to you"?

9 A. Yeah.

10 Q. You don't recall his name?

11 A. No, I don't know.

12 Q. Do you recall anything about the way he  
13 looked or anything like that?

14 A. No, I'm not going to -- I don't.

15 Q. Okay. No, no problem. So I know we went  
16 over it a little bit, but just for the sake of this  
17 conversation, how did that happen? What did you  
18 guys speak about?

19 A. When he called me over?

20 Q. Yes.

21 A. He said, "What's up with the camera?"

22 And it's like, "Well, I tried numerous  
23 times, you know, to try to log on, and I didn't  
24 have any luck."

1           And he said, "Well, you know what? It's  
2   like when somebody slaps you on the back of the  
3   head numerous times and you can't think or get your  
4   thoughts together," is what he said to me.

5           **Q.     Okay.**

6           A.     So I was like a little offended. It's  
7   like, "Well, you know, you can't point the finger."  
8   It was like, "Well, he's driving. Why didn't he  
9   log on," you know, and now it's like I'm -- it's my  
10   fault now?

11          **Q.     Okay. Did he have you log in at all at**  
12 **that point or attempt to log in?**

13          A.     No. No.

14          **Q.     Do you know if he was able to log in?**

15          A.     I do not, because after -- so when the  
16   camera person came and they were doing whatever  
17   they were doing and then Arturo came, he's like,  
18   "He wants you," I don't know what transpired during  
19   that time. I don't know. So I wasn't there until  
20   I was summoned to go and speak to him. So no, I  
21   don't know.

22          **Q.     Was anybody else present when you were**  
23 **speaking with him?**

24          A.     Just Bacerra.

1 Q. Okay. Did he have Bacerra log in at some  
2 point or at least attempt to log in?

3 A. Not that I know of.

4 Q. Not when you were there?

5 A. Yeah, not that I know of.

6 Q. Okay. Did you relate to the video guy  
7 that there was no power? Do you recall using  
8 those -- that statement at all?

9 A. I don't know. I don't know. I don't  
10 think so.

11 Q. What I will do is I will just put another  
12 exhibit in front of you, just so we can --

13 A. Okay.

14 Q. -- maybe figure out what was said, if it  
15 refreshes your memory. So what we will do is we  
16 will introduce this, and this is going to be  
17 Exhibit 8, and we will call this the In-Car Video  
18 Retrieval Worksheet.

19 (Whereupon, Velez Exhibit 8 was  
20 marked for identification.)

21 BY MR. VALDEZ:

22 Q. So you will see it has a date and time  
23 notification, some other pertinent information, but  
24 what we can do is scroll down to the middle of the

1 page. Your vehicle is 822, correct?

2 A. Yeah.

3 Q. Vehicle number is 8765, which we have  
4 established, and those PC numbers that are there, I  
5 believe the bottom one there is yours; is that  
6 correct?

7 A. Where? I'm not familiar with -- are you  
8 up on top?

9 Q. I'm sorry. I'm at the middle of the  
10 page, left-hand side.

11 A. Left-hand side. Yeah, 822, 8765.

12 Q. Got it.

13 A. Yeah. It's Arturo and me.

14 Q. Okay. So --

15 A. PC0A is him, and I'm PC0U.

16 Q. Okay. Now, if we scroll down all the way  
17 to the bottom of the page --

18 A. Okay.

19 Q. -- we see "8765, mics in charging cradle  
20 not synced to the system."

21 A. Okay.

22 Q. Was that something that you told him, or  
23 is this --

24 A. I did not.

1 Q. Did not tell him that. Okay.

2 A. Yeah. No, I did not.

3 Q. And then what I will do is I will put  
4 another exhibit in front of you. We will call this  
5 Exhibit 9.

6 (Whereupon, Velez Exhibit 9 was  
7 marked for identification.)

8 BY MR. VALDEZ:

9 Q. And that is also part of a case  
10 supplementary. I believe some of the information  
11 is cut off, but what it represents is event number  
12 15878?

13 A. Uh-huh.

14 Q. That number doesn't mean anything to you,  
15 correct?

16 A. If that's an event number pertaining to  
17 the McDonald case, it may be, so I don't know.

18 Q. Got it. Okay. Well, we will go down to  
19 the information that is attributed to you, and this  
20 is for beat 822 down at the bottom there.

21 A. Okay.

22 Q. Vehicle 8765.

23 A. Okay.

24 Q. "Not engaged."

1 Do you have any idea what "not engaged"  
2 means?

3 A. No, I don't.

4 Q. Okay. And, "Officer reported power  
5 issue"? Do you recall reporting a power issue or  
6 telling them something about a power issue?

7 A. I do not.

8 Q. Okay.

9 A. I really don't.

10 Q. It's possible that your partner did say  
11 something like that?

12 A. It's possible.

13 Q. But you didn't witness anything of that  
14 nature? You didn't hear Officer Bacerra tell him,  
15 "We have a power issue"?

16 A. No, I don't.

17 Q. Okay. Can you explain why -- and this is  
18 not just for your vehicle, but why none of the  
19 vehicles that were on the scene had any type of  
20 audio?

21 A. I do not. I cannot. I don't know why.

22 Q. At the time, like you said, it wasn't  
23 something that was maybe a priority? Is that a  
24 possible reason?



1 A. It could be one of the reasons, but also  
2 because there's a lot of ticket numbers.

3 Q. So is it something a lot of the dash cams  
4 aren't working?

5 A. Yes.

6 Q. In your time working in vehicles with  
7 dash cams, if you had to give me a ballpark  
8 percentage of how often they don't work, would you  
9 be able to do that?

10 A. I couldn't do that now. I work inside  
11 now.

12 Q. Okay.

13 A. But when it is reported, it's over eight  
14 cameras. There's always ticket numbers. They're  
15 not working.

16 Q. I see. Can you think of any reason for  
17 that? Are they older cameras?

18 A. No, I don't know. I really don't know  
19 why.

20 Q. Okay.

21 A. I just don't know why the ticket  
22 numbers.

23 Q. Okay. So what we will do is I think we  
24 can just go straight to the allegations and give

1 you an opportunity to respond to those.

2 A. Okay.

3 Q. And that is part of my exhibit 3. And  
4 what we can do is go down to allegation number 4.

5 A. Okay.

6 Q. Which reads, "On or about October 20,  
7 2014, you failed to ensure the in-car video system  
8 for CPD vehicle 8765 was working properly at the  
9 beginning of your tour of duty."

10 What is your response to that allegation?

11 A. Yes, I did. It did fail. I mean, I  
12 didn't notify a supervisor, so I wasn't able to log  
13 on.

14 Q. Okay.

15 A. I didn't log on. I wasn't able to.

16 Q. And I think, just in all fairness, you  
17 did say that you attempted to log in, but it was  
18 the system that didn't allow you to log in,  
19 correct?

20 A. Correct.

21 Q. But you did get into the vehicle, and you  
22 did attempt to log in?

23 A. I had attempted several times, numerous  
24 times to do it, and I didn't have any luck.

1 Q. Got it. And what we can do now is just  
2 move to allegation number 5.

3 A. Sure.

4 Q. "On or about October 20, 2014, you failed  
5 to immediately notify a supervisor that the in-car  
6 video system for CPD vehicle 8765 was inoperable or  
7 damaged?

8 A. That's correct. I failed to tell the  
9 supervisor.

10 Q. Anything else about that one that you  
11 would like to respond to?

12 A. No.

13 Q. And we can just move to number 6: "On or  
14 about October 20, 2014, you failed to audibly  
15 record events with CPD vehicle 8765's in-car video  
16 system during your tour of duty"?

17 A. Yes. I believe that goes back to  
18 number 5. If it was inoperable, it wasn't able to  
19 audibly record the events because I wasn't able to  
20 log on. So that's correct.

21 Q. Right. And you stated that the reason  
22 the microphones were in the charging cradle is  
23 because the system wasn't working, correct?

24 A. Correct.

1 MR. VALDEZ: Okay.

2 FURTHER EXAMINATION

3 BY MR. NEUMER:

4 Q. Let's see. Just a couple of follow-up  
5 questions here.

6 Officer Velez, on October 20, 2014, at  
7 the beginning of your tour, did you visually  
8 inspect the in-car video system equipment for  
9 damage?

10 A. It would be visible. The dash cam is  
11 right on -- right in front of you. It was -- but  
12 an actual, like, let me sit here and inspect  
13 thorough, no, sir.

14 Q. As of October 20, 2014, was it your  
15 general practice to sync the microphones upon  
16 entering your vehicle?

17 A. It was not my general practice, not  
18 until it was brought to our attention that we  
19 needed to sync our mics, which it was -- we had to.  
20 So --

21 Q. And when was it brought to your  
22 attention?

23 A. I believe it was more like this year.

24 Q. In 2016?

1 A. 2016, yes.

2 Q. Okay. With respect to the 822 vehicle's  
3 in-car video system, did you or Officer Bacerra  
4 intentionally render the system inoperable?

5 A. No, sir.

6 Q. I want to talk to you a little bit about  
7 Grand Jury.

8 A. Okay.

9 Q. Have you given testimony before a Grand  
10 Jury regarding the McDonald shooting?

11 A. I don't get it. I don't understand.

12 Q. Have you received a Grand Jury subpoena  
13 to appear before a Grand Jury?

14 A. I did speak to the Grand Jury. Yes, I  
15 did.

16 Q. Okay. Do you recall when you spoke  
17 before the Grand Jury?

18 A. I do not.

19 Q. Do you recall whether that was a state  
20 Grand Jury or federal Grand Jury? Did it take  
21 place at 26th and Cal or --

22 A. No, I believe it was federal.

23 Q. Do you think it took place at 219 South  
24 Dearborn?

1 A. I don't remember. Possibly. I don't  
2 know.

3 Q. Okay. About how long did you testify  
4 before the Grand Jury?

5 A. How long was I there speaking to them?  
6 I don't know how long I stayed there. I don't  
7 know.

8 Q. Were you asked questions regarding the  
9 Laquan McDonald shooting?

10 A. Yes.

11 Q. Did you describe the shooting incident to  
12 the Grand Jury?

13 MR. VALDEZ: You know, at this point, I am  
14 going to object. You are now asking her about Grand  
15 Jury testimony that is supposed to be secret in the  
16 substance of it. Unless you are going to tender her  
17 a copy of her Grand Jury testimony, I am going to  
18 object to her and I am going to instruct her not to  
19 answer any questions about what she was asked or  
20 what answers she gave at the Grand Jury.

21 She testified in front of the Grand Jury.  
22 That's really all you need to know. It was about  
23 this incident. I mean, if you are going to start  
24 getting into specific questions about what she was

1 asked other than the general of it being involving  
2 this incident, she can't be answering those  
3 questions.

4 BY MR. NEUMER:

5 Q. Well, we'll stay general for the moment  
6 and say were you asked about the shooting of Laquan  
7 McDonald?

8 A. Yes.

9 Q. And were you asked to describe that  
10 shooting?

11 A. I don't recall. I don't know. I would  
12 have to see transcripts.

13 Q. Prior to your Grand Jury testimony,  
14 outside of any conversations with counsel, who did  
15 you speak to in preparation for that testimony?

16 A. Nobody.

17 Q. Were you ever interviewed by the FBI  
18 regarding this matter?

19 A. Yes.

20 Q. Do you recall about when you were  
21 interviewed with them?

22 A. I don't. I do not.

23 Q. Do you recall where that interview took  
24 place?

1 A. 26th and California.

2 Q. Do you recall who was present for that  
3 interview other than yourself?

4 A. My counsel, well, the FBI agent and two  
5 other individuals. I don't know.

6 Q. And what were you asked during that  
7 interview?

8 MR. VALDEZ: Again, I am going to object to the  
9 question in terms of if you want to ask her if she  
10 was asked about this incident, that's fine.

11 MR. NEUMER: Yeah, and I think that's the  
12 question.

13 BY MR. NEUMER:

14 Q. Did they ask you questions about the  
15 McDonald shooting?

16 A. Yes.

17 Q. And did they ask you to describe that  
18 shooting?

19 A. I don't recall what they asked  
20 specifically or exactly. I really don't remember,  
21 but it was --

22 MR. VALDEZ: And it should also be noted for  
23 the record that we have not been provided any 302s  
24 from the FBI. We have not been provided any reports



1 from the State's Attorney's Office with regards to  
2 this particular interview. So if you want to ask  
3 substance other than the general topic, we would ask  
4 that you provide those documents for her to use  
5 before she gives her specific answers.

6 BY MR. NEUMER:

7 Q. So you appeared before the Grand Jury,  
8 and you were interviewed by the FBI.

9 Have you testified or been interviewed by  
10 anyone else regarding this matter, regarding the  
11 shooting?

12 A. No.

13 MR. VALDEZ: You know, could we just take a  
14 quick break? It is 6:11, and we will go off the  
15 record.

16 (Whereupon, a break was taken.)

17 MR. VALDEZ: Okay. The time is now 6:12, and  
18 we are back on the record.

19 MR. NEUMER: Back on the record.

20 BY MR. NEUMER:

21 Q. So, more generally speaking, obviously,  
22 this whole matter has been in the news a lot  
23 lately. Have you had any conversations with your  
24 fellow officers regarding developments over the

1 past month or two regarding this incident?

2 A. Developments as to what's transpiring,  
3 or what is your question?

4 Q. Yeah. Have you been following news  
5 articles regarding this matter over the last, let's  
6 say, month or two?

7 A. I was trying not to know anything that  
8 was happening with it.

9 Q. I guess, more broadly speaking, we try  
10 and ask all relevant questions --

11 A. Sure.

12 Q. -- and try and make sure we get all  
13 relevant information, and we do that to the best of  
14 our ability. Sometimes, though, we don't ask all  
15 of the most relevant questions.

16 So understanding what we are looking at  
17 here today, is there any information you think we  
18 should know that we did not ask about?

19 A. No, sir.

20 MR. NEUMER: Okay. Our interview is concluded.  
21 The time is 6:13 p.m., and we are off the record.

22 (Which were all proceedings in the  
23 above-entitled interview on this date.)

24

1 STATE OF ILLINOIS )

2 ) SS:

3 COUNTY OF C O O K )

4

5 I, ANDREW ROBERT PITTS, C.S.R. No. 84-4575, a  
6 Certified Shorthand Reporter within and for the  
7 County of Cook and State of Illinois, do hereby  
8 certify:

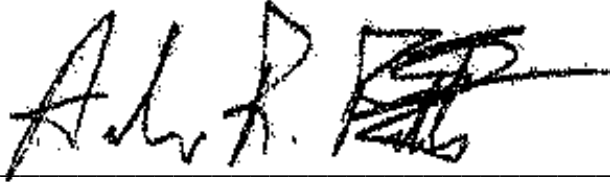
9 That previous to the commencement of the  
10 examination of the Interviewee, the Interviewee was  
11 duly sworn to testify the whole truth concerning  
12 the matters herein;

13 That the foregoing interview transcript  
14 was reported stenographically by me, was thereafter  
15 reduced to typewriting under my personal direction  
16 and constitutes a true record of the testimony  
17 given and the proceeding had;

18 That the said interview was taken before  
19 me at the time and place specified;

20 That I am not a relative or employee or  
21 attorney or counsel, nor a relative or employee of  
22 such attorney or counsel for any of the parties  
23 hereto, nor interested directly or indirectly in  
24 the outcome of this action.

1 IN WITNESS WHEREOF, I do hereunto set my  
2 hand and affix my seal of office at Chicago,  
3 Illinois this 5th day of October, 2016..

4   
5  
6

7 Certified Shorthand Reporter  
8 Cook County, Illinois  
9 My commission expires May 31, 2017

10  
11 C.S.R. Certificate No. 84-4575.  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

--	--	--	--

[REDACTED]

<b>A</b>	83:20	<b>approach</b> 36:1	104:23 106:3 117:17,23
<b>AB</b> 79:9	<b>advised</b> 7:5,13	<b>approached</b> 19:2 62:8 63:3 64:9,24 79:6	<b>attempting</b> 101:20
<b>academy</b> 98:23 99:1	<b>Advisement</b> 6:1, 7,10 9:16,17	<b>approaching</b> 64:19,20 65:1 92:11	<b>attempts</b> 30:7,13, 16
<b>account</b> 31:13,16 37:13	<b>age</b> 59:24	<b>approved</b> 36:18	<b>attention</b> 61:20 74:13,15 78:20 80:14 83:1 97:15 119:18,22
<b>accuracy</b> 4:5 38:11	<b>agent</b> 123:4	<b>approximately</b> 103:6	<b>attire</b> 34:10
<b>accurate</b> 38:4 62:3,23 63:6 64:4, 18 65:10,19,20 67:1,9,14,16 68:2 69:17 70:7,22 71:10	<b>agree</b> 78:14	<b>area</b> 21:14 26:21 31:9,21 32:1,11, 15,17,19,22 33:9 34:2,3,15,17 35:9, 11 37:22 38:22 39:2 47:21 48:11, 13,18 49:2,9,22 50:10 51:1,7,17, 19,23 52:3,6,16 53:3,12 56:4 58:8, 12 59:4 68:17 72:10 77:3,19 84:13 92:2	<b>attorney</b> 15:11
<b>acknowledge</b> 6:8 9:9	<b>ahead</b> 24:7 102:15	<b>arrived</b> 50:5 51:6	<b>Attorney's</b> 124:1
<b>acting</b> 102:2,3	<b>aid</b> 4:4	<b>Arturo</b> 17:22 79:9 111:17 113:13	<b>attributed</b> 36:19 37:18 61:23 80:18 82:3 114:19
<b>action</b> 8:3	<b>air</b> 38:3 65:14,21, 22 79:9 80:1 81:16	<b>Asian</b> 34:11 52:10 59:3,7	<b>audibly</b> 118:14,19
<b>actions</b> 18:22 57:11	<b>all-day</b> 99:2	<b>asks</b> 105:3	<b>audio</b> 4:11 95:3 97:22 109:12 115:20
<b>activate</b> 93:23	<b>allegation</b> 74:21 75:5,16 83:7,11 117:4,10 118:2	<b>assess</b> 57:8,9	<b>audio-record</b> 4:6
<b>activated</b> 100:9	<b>allegations</b> 11:8, 9,16 74:14 83:2 116:24	<b>assigned</b> 99:16	<b>audio-recording</b> 4:13
<b>activities</b> 26:14 66:5	<b>alleged</b> 74:16 75:10 83:2	<b>assignment</b> 16:1, 6	<b>aware</b> 33:12 98:2
<b>actual</b> 47:12 119:12	<b>allowed</b> 9:11 48:3	<b>assistance</b> 55:6	<b>B</b>
<b>Adams</b> 4:18	<b>aloud</b> 6:20 7:11,23 8:6,13,22 9:7,10, 13	<b>assume</b> 92:23	<b>Bacerra</b> 17:22 18:2,12,23 21:23 23:24 28:15,24 29:4 32:14,19 34:24 35:18 36:11 41:7,9,14,18 42:9 43:2,15 49:9 51:6 52:12 53:11 66:10 67:2,10 68:10 71:14,19,21 77:17 78:14 79:10 86:10 87:12,23 90:8,15 101:17 110:7 111:24 112:1 115:14 120:3
<b>add</b> 75:4 83:10,12	<b>ambulance</b> 25:18 28:19 50:3,5	<b>attach</b> 98:7 108:4, 8	<b>Bacerra's</b> 88:24
<b>added</b> 62:8 64:8	<b>Amicus</b> 4:17	<b>attached</b> 97:23	<b>back</b> 30:2 37:8
<b>additional</b> 30:18 54:6 71:23 72:14 82:17	<b>Andrew</b> 4:20	<b>attempt</b> 48:24 102:24 111:12 112:2 117:22	
<b>adjusting</b> 92:15	<b>angle</b> 46:21 74:9	<b>attempted</b> 30:6 101:21 103:9	
<b>administered</b> 5:20	<b>answering</b> 6:17 19:7 39:1 122:2		
<b>administrative</b> 5:15 9:10	<b>answers</b> 121:20 124:5		
<b>admission</b> 75:20	<b>anymore</b> 95:1		
<b>admissions</b>	<b>Anytime</b> 93:22		
	<b>apparent</b> 82:14		
	<b>appeared</b> 34:11 59:5 124:7		
	<b>appointment</b> 54:9		

44:11 53:13 60:11 74:2 76:5 80:14 84:2,18 94:6 95:16 101:8 102:20,22 105:21,24 111:2 118:17 124:18,19	<b>briefly</b> 33:21 <b>brought</b> 119:18, 21 <b>build</b> 60:2 <b>Burger</b> 87:2,8,10 <b>busy</b> 25:24 <b>button</b> 100:8	<b>captured</b> 44:24 46:17 81:20 82:2 <b>captures</b> 80:19 <b>car</b> 16:7 19:4 22:6 27:5 36:5 41:7 71:22 77:20 86:16, 21,22 93:13 94:16, 24 95:1 107:1 <b>care</b> 27:1 <b>carry</b> 41:4 <b>carrying</b> 108:18 <b>cars</b> 21:14 26:23 27:8,9 29:11 92:17 <b>case</b> 12:17 14:8 36:15,17 37:12 60:14,18 61:7,12, 21 79:15 114:9,17 <b>casings</b> 27:18 50:22 57:9 <b>catch</b> 46:22 <b>caught</b> 88:8 <b>cell</b> 17:6,9 26:4 27:21 <b>central</b> 31:9 32:1, 12,15,17,20,22 33:10 34:2,3,15 37:22 38:22 39:2 47:21 48:11,13,18 49:2,9 51:2,7,17, 20,24 52:3,6,16 53:4,12 56:4 58:8, 12 59:4 68:17 72:10 84:14 <b>certified</b> 4:3 <b>chain</b> 16:12,18 <b>chance</b> 54:1 <b>change</b> 53:24 <b>Chapter</b> 5:8 <b>characterize</b> 66:4 <b>charging</b> 108:14 113:19 118:22 <b>Chicago</b> 5:9 6:13	7:8,16,20 9:3 83:4 <b>choosing</b> 8:17 <b>circumstance</b> 73:22 <b>City</b> 5:9 6:13 <b>clarified</b> 77:15 <b>clarify</b> 33:2 76:9 <b>cleanup</b> 54:1 <b>clear</b> 20:21 <b>client</b> 5:14 9:23 <b>close</b> 57:20,21 58:5 <b>closer</b> 57:23 <b>Code</b> 5:9 <b>comfortable</b> 20:10 <b>command</b> 16:12, 18 <b>commander</b> 53:14 <b>communicating</b> 105:11 <b>communication</b> 28:3 <b>complete</b> 19:8 61:2 90:2,9,16 <b>completed</b> 71:19, 21 <b>completely</b> 6:17 63:5 73:22 <b>completing</b> 71:14 <b>computer</b> 48:7, 11,18 <b>conduct</b> 48:5 <b>conducted</b> 5:8 <b>confidential</b> 4:8 <b>confirm</b> 10:9 15:16
<b>background</b> 15:24 54:6 <b>ballpark</b> 116:7 <b>based</b> 69:23 <b>basis</b> 7:9 8:3 9:4 <b>beat</b> 16:7,8 21:15 32:18 95:11,19 114:20 <b>beats</b> 21:15 <b>began</b> 66:10 67:3, 11 79:10 88:12 <b>begin</b> 68:11 93:23 <b>beginning</b> 47:13 97:19 109:10 117:9 119:7 <b>believed</b> 77:12 81:13 <b>bell</b> 36:24 90:6 99:3 <b>BIA</b> 10:19 11:12 12:4,23 13:15,24 14:11,16,20 15:4,8 <b>big</b> 35:8 <b>bit</b> 38:6,12 58:15 60:12 71:13 90:19 110:16 120:6 <b>block</b> 26:7 <b>blocking</b> 27:6 <b>body</b> 19:23 20:24 21:11,18,22 <b>bottom</b> 10:22 37:22 61:21 113:5, 17 114:20 <b>break</b> 37:3,7 76:1, 4 94:4 124:14,16 <b>breaking</b> 92:17	<b>Cal</b> 120:21 <b>California</b> 123:1 <b>call</b> 25:15,20,22 26:4 28:6 55:5,10 92:13 93:8 99:24 100:24 101:12 107:13,15 109:20 112:17 114:4 <b>called</b> 5:19 27:14 110:5,19 <b>calling</b> 55:3 <b>calls</b> 26:10,13 <b>cam</b> 47:3 93:11 94:8 95:2,7 96:3 98:15 103:12,16 105:2 107:11 108:3,7 119:10 <b>camera</b> 28:20,22 29:1,17,22 30:3 31:2 36:6 40:6 92:3 93:12,15 96:11,17 98:16 104:22 105:17 107:2 110:21 111:16 <b>cameras</b> 116:14, 17 <b>cams</b> 93:8 94:9 116:3,7 <b>CAPS</b> 54:13 <b>capture</b> 80:24 95:2	<b>C</b>	

<b>confirmed</b> 77:5	<b>correctly</b> 19:8	54:9 95:19 97:5 112:22	<b>detectives'</b> 60:20
<b>constitute</b> 7:14 9:3	<b>counsel</b> 8:16,19 15:16 122:14 123:4	<b>dated</b> 10:13 12:17 13:9 36:22 79:1	<b>determine</b> 38:9
<b>constitutes</b> 7:7	<b>couple</b> 38:21 52:11 72:11 82:15 119:4	<b>David</b> 36:18,23 58:21 74:24 75:12, 19 79:3 83:4	<b>developments</b> 124:24
<b>consult</b> 8:17	<b>court</b> 4:3,6,9,13, 17,19 5:12 20:16 74:2	<b>day</b> 54:19 57:16 94:18 99:4 101:4, 19 102:21 103:4, 10,23 104:13,14, 20 108:22	<b>differently</b> 82:10
<b>contact</b> 61:9	<b>CPD</b> 12:17 31:14 32:3,10,23 34:7 52:10 62:4,13 63:9,23 65:16 66:14,21 68:16,19 69:4,13 70:16 71:5 72:2 76:11 117:8 118:6,15	<b>days</b> 99:18,24 103:13,24	<b>difficult</b> 58:4
<b>contained</b> 14:17, 20 81:7,11	<b>cradle</b> 108:15 113:19 118:22	<b>Dearborn</b> 120:24	<b>direct</b> 27:3 50:23 61:20 74:13,15
<b>context</b> 79:24	<b>crazy</b> 78:1	<b>delay</b> 66:12 67:12, 19 68:1 72:17 79:11 102:13	<b>directed</b> 26:17 51:1
<b>continued</b> 73:24	<b>crime</b> 26:9,15 27:12 50:18 91:22	<b>deliberately</b> 8:20	<b>directing</b> 80:14 83:1
<b>continuous</b> 67:15,18,21,24 68:9 82:4	<b>criminal</b> 8:10	<b>department</b> 7:8, 21 83:5 97:19	<b>direction</b> 21:8 29:10 87:19,21
<b>continuously</b> 67:20	<b>crowd</b> 48:4 57:10	<b>Department's</b> 7:16	<b>directive</b> 95:20
<b>control</b> 57:10	<b>current</b> 16:1	<b>descent</b> 52:11	<b>directives</b> 50:13 51:3
<b>conversation</b> 29:20 30:19,23 38:17 41:4,21 50:7 66:19 77:17 78:8, 17 80:9 105:6 110:17	<b>custom</b> 4:5	<b>describe</b> 51:20,24 55:1 59:6 121:11 122:9 123:17	<b>discharge</b> 7:9 8:4 9:5
<b>conversations</b> 28:14 39:18,21 40:1,5,11,15,18 41:6,8 43:1 78:3 122:14 124:23	<b>cut</b> 114:11	<b>describing</b> 43:6, 13	<b>discharged</b> 73:21
<b>cooperate</b> 6:16	<hr/> <b>D</b> <hr/>	<b>desk</b> 103:20	<b>disciplinary</b> 8:3
<b>copy</b> 121:17	<b>damage</b> 97:21 119:9	<b>details</b> 32:4	<b>discontinued</b> 4:11
<b>correct</b> 14:14 17:17,20,24 20:14, 18 21:21 23:1 29:10 30:17 49:11 52:8 56:6,11,14,23 57:16 58:17,18 59:4 62:21 64:13 65:9,24 67:3 69:22 85:8,13,20 86:4 87:22 88:13 95:3 96:6 97:12 99:7 100:3 101:11,24 102:12 103:22 108:12 113:1,6 114:15 117:19,20 118:8,20,23,24	<b>damaged</b> 118:7	<b>detective</b> 12:19 13:10 31:5,8 36:23 37:20 39:5 43:16 58:20 60:17 61:4 74:18,23 75:2,12, 19 76:11 79:3,14, 19,22 80:7 83:4 90:21 92:1	<b>discussed</b> 41:12, 17
	<b>Daphne</b> 39:24 51:12	<b>detectives</b> 34:19 35:10,11 43:12 48:12,13 61:1,4	<b>discussing</b> 54:18 94:8
	<b>dash</b> 47:3 93:8,11, 12,18 94:8 95:2,7 96:3 98:14 103:12, 16 105:2 107:11 108:3,7 116:3,7 119:10		<b>discussion</b> 42:2
	<b>date</b> 4:16 36:18		<b>discussions</b> 77:22
			<b>disk</b> 14:2,11,16,20
			<b>distance</b> 73:8
			<b>distress</b> 55:5
			<b>District</b> 16:3 27:16 103:2
			<b>division</b> 54:15 60:17 61:5
			<b>document</b> 9:11 10:20 11:13 12:20, 24 13:12,16



<b>documenting</b> 106:20	<b>either/or</b> 104:9 107:17	<b>excerpt</b> 12:16 36:16	117:7 118:4,8,14
<b>documents</b> 124:4	<b>emergency</b> 55:2 100:3	<b>excuse</b> 48:16 57:1 75:24 76:9	<b>fair</b> 20:24 26:2 48:17 52:5 61:16 64:18 65:7 71:15 81:2 93:8,10 106:1,2
<b>domestics</b> 96:10	<b>employee</b> 70:16	<b>exhibit</b> 9:19,20,23 10:13 11:2,3,7,19, 20,24 12:11,12,16 13:3,4,8,19,20 14:5,8 36:15 37:12,14,17,19 60:11,13 61:21 75:22 78:22 96:21, 22 112:12,17,19 114:4,5,6 117:3	<b>fairness</b> 117:16
<b>Donuts</b> 47:19 87:8,10	<b>end</b> 29:4 35:3 47:13 56:21	<b>exhibits</b> 10:7,10	<b>fall</b> 22:12 68:14,18 69:3,7,13 70:10,11 72:18 79:12 80:2
<b>door</b> 91:13	<b>ended</b> 25:12 51:8	<b>exited</b> 22:1,2,3	<b>fallen</b> 23:10
<b>Dora</b> 40:14,23 51:12,14	<b>engaged</b> 114:24 115:1	<b>experience</b> 26:18 73:16	<b>falling</b> 72:19
<b>draw</b> 97:14	<b>ensure</b> 98:1 117:7	<b>explain</b> 33:15,18 61:14 74:10,11 86:6 115:17	<b>false</b> 7:17,19 9:1 74:17,22 76:10 83:3,8,18,19
<b>drawn</b> 72:21	<b>entered</b> 100:19	<b>Explorer</b> 94:15,16	<b>familiar</b> 60:22 75:7 113:7
<b>drive</b> 68:10 103:1	<b>entering</b> 95:15 119:16	<b>extended</b> 66:7 81:17	<b>familiarity</b> 60:18
<b>driver</b> 89:3 105:5, 8,10	<b>entire</b> 64:5 89:13	<b>eyes</b> 89:12,18	<b>fast</b> 88:17 89:9,10
<b>driving</b> 17:22 85:12 86:15 111:8	<b>equipment</b> 97:21 119:8	<b>F</b>	<b>fast-forward</b> 90:18
<b>drop</b> 23:15,19,22	<b>Essentially</b> 55:6	<b>F-a-h-y</b> 5:2	<b>fault</b> 111:10
<b>drove</b> 32:18,19 49:9 53:13 66:10 67:2,10 79:10	<b>establish</b> 38:9	<b>fabricated</b> 79:20	<b>FBI</b> 122:17 123:4, 24 124:8
<b>drugs</b> 92:22	<b>established</b> 113:4	<b>face</b> 29:10	<b>February</b> 97:5,7
<b>DUI'S</b> 96:18	<b>estimate</b> 49:24 89:4	<b>facing</b> 19:16,21 20:14,22 29:13	<b>federal</b> 120:20,22
<b>Dunkin'</b> 47:18 87:8,10	<b>evening</b> 18:3 42:15 55:10,19 100:17	<b>fact</b> 46:20 81:12	<b>feel</b> 20:9 80:18 91:8
<b>duress</b> 10:2	<b>event</b> 114:11,16	<b>factors</b> 42:15	<b>feet</b> 20:5,9
<b>duty</b> 6:15 30:12 97:19 99:5 107:19 117:9 118:16	<b>events</b> 31:13,16 59:3 118:15,19	<b>facts</b> 81:24 82:13	<b>fell</b> 67:5 82:5 84:11
<b>Dyke</b> 21:4 39:19 41:3 43:6,9 51:10, 20,24 53:19 72:20 73:4 76:13,20,22 77:2,5,11,14 81:18 85:15	<b>eventually</b> 32:11 52:19	<b>Fahy</b> 4:14 5:1 9:22 33:1 37:2,6 54:3 73:19 75:24 80:23	<b>fellow</b> 124:24
<b>Dyke's</b> 19:12,18 86:2	<b>evidence</b> 8:2	<b>fail</b> 117:11	<b>felt</b> 52:7 53:8
<b>E</b>	<b>exact</b> 58:2	<b>failed</b> 75:14 104:21 109:18	<b>figure</b> 112:14
<b>east</b> 19:13	<b>EXAMINATION</b> 5:22 54:4 60:8 85:5 92:7 93:5 119:2		<b>fill</b> 61:1
<b>effective</b> 97:5	<b>examined</b> 5:20		<b>filled</b> 6:4
	<b>exception</b> 64:12		<b>fine</b> 54:3 82:20 123:10
			<b>finger</b> 111:7
			<b>Finish</b> 102:16

<b>fire</b> 73:24 78:4	88:1 90:13 112:12 114:4 119:11 121:21	68:14,19 69:4,7,13 70:10,11 71:3 72:4,13,18,19 73:11,18 75:15,21 78:11,12 79:12 80:2 82:5 84:6,11	<b>happening</b> 23:15 86:15 88:20
<b>fired</b> 10:3 22:15,18 23:4 24:21 25:1,4 70:14 71:18,24 72:14 73:1,10,18 74:20 75:1,6 76:12 78:15,18 79:12 80:2,4 86:12	<b>froze</b> 73:13	<b>guess</b> 19:10 38:20 68:5,23 82:10 106:9	<b>head</b> 20:17 30:3 65:22 66:2,3 81:15 111:3
<b>firing</b> 23:5 70:20 72:23 76:14 80:5	<b>fruits</b> 8:9	<b>gun</b> 22:9 23:2 49:6 73:1 81:13 89:16 92:11,16,21	<b>hear</b> 23:14 43:6,12 51:20 68:8 73:2 115:14
<b>fixed</b> 89:12,18	<b>fully</b> 80:19,24	<b>guns</b> 72:21	<b>heard</b> 23:17,19,22 66:11 67:4,11 68:3 71:13 72:17 79:11 88:13
<b>flashlight</b> 50:21	<b>functioning</b> 107:2,4	<b>gunshots</b> 66:11 67:4,12,15,23 68:3,8 71:13 72:17 79:11 82:4	<b>heavysset</b> 60:3
<b>Flesh</b> 46:18	<b>furtherance</b> 27:13	<b>guy</b> 60:3 92:3 110:7 112:6	<b>height</b> 59:9
<b>floor</b> 34:17	<hr/> <b>G</b> <hr/>	<b>guys</b> 31:19 32:17 36:4 46:5 48:20 52:24 103:1 110:18	<b>held</b> 63:3
<b>focus</b> 23:8 69:9 86:17,19	<b>gave</b> 121:20	<hr/> <b>H</b> <hr/>	<b>helpful</b> 42:3
<b>focused</b> 21:5 37:22	<b>general</b> 6:13,16 13:8 14:6 36:21 37:14 38:16 61:7, 16,17,18 78:21,24 96:8,13,15 119:15, 17 122:1,5 124:3	<b>hand</b> 5:12,24 26:4 36:14,21 62:11 63:4 64:11 65:11 66:1,6,7 71:2 79:8, 13 81:16	<b>Hey</b> 58:7 104:2 105:16 110:7
<b>follow</b> 97:23 100:18	<b>generally</b> 33:8 42:12 124:21	<b>hanging</b> 35:23	<b>hold</b> 84:2
<b>follow-up</b> 85:3 92:9 119:4	<b>gentleman</b> 59:17, 20,21	<b>handles</b> 28:21	<b>holder</b> 107:23
<b>Fontaine</b> 40:14	<b>give</b> 6:2 30:3 54:1 59:8 63:11,14 72:5,6 83:19 91:9, 17 101:7 105:19 116:7,24	<b>hang</b> 27:17 35:11	<b>holding</b> 62:10 63:1,4,7,15,23 64:3,11,13 65:5,11 66:6 81:5,13,14 92:14
<b>foot</b> 88:7 89:23	<b>giving</b> 10:3 31:12 58:16 59:2 72:6 91:4,6,8	<b>happening</b> 21:24 25:8 29:21 33:13, 16,24 45:22 52:19 67:1,13 70:8 84:23 91:12	<b>holstered</b> 22:10
<b>footage</b> 47:18	<b>goal</b> 27:13	<b>happen</b> 70:9 110:17	<b>horrific</b> 73:12,16
<b>FOP</b> 25:13,15,20, 22 26:4 27:14 28:4,7 34:12 43:19 59:16	<b>good</b> 20:7	<b>happened</b> 21:24 25:8 29:21 33:13, 16,24 45:22 52:19 67:1,13 70:8 84:23 91:12	<b>hot</b> 103:20
<b>FOP'S</b> 27:20	<b>gosh</b> 94:14		<b>hours</b> 15:19 49:21 53:7,8
<b>Ford</b> 94:15,16	<b>govern</b> 96:5		<b>HX475653</b> 12:18 13:10 36:17
<b>form</b> 6:1,3,7 11:24 12:1,5,8	<b>governed</b> 96:2		<hr/> <b>I</b> <hr/>
<b>formality</b> 91:16,18	<b>Grand</b> 120:7,9,12, 13,14,17,20 121:4, 12,14,17,20,21 122:13 124:7		<b>idea</b> 115:1
<b>forms</b> 60:20	<b>ground</b> 22:13 23:9,11 67:5		<b>identification</b> 9:21 11:4,21 12:13 13:5,21 96:23 112:20 114:7
<b>forward</b> 86:16			<b>identify</b> 4:21
<b>found</b> 76:23 77:1			
<b>frame</b> 86:7			
<b>front</b> 13:7 22:5,21 24:20 57:6 87:24			

<b>IG</b> 15:17	<b>instruct</b> 25:20 121:18	<b>IPRA</b> 35:7 52:2,21	<b>Laquan</b> 17:16 19:22 20:3,6,24 21:5,10,18 22:12 23:8 26:3 62:9 63:1,22 64:3,9 65:1 66:5 81:4 87:14 89:12 121:9 122:6
<b>IG'S</b> 15:19	<b>instructed</b> 5:14	<b>issue</b> 103:18 104:2,15 115:5,6, 15	<b>leave</b> 52:20,23,24 108:14
<b>immediately</b> 18:22 19:3 56:20 101:2 118:5	<b>integrity</b> 27:12	<b>issued</b> 97:11	<b>left</b> 44:15 49:10, 14,19 53:3,5,12,15 57:19 63:4,7,16,23 64:3,13,16 81:5 108:11
<b>important</b> 81:24	<b>intentional</b> 83:18	<b>issues</b> 103:12,15 105:16 106:20	<b>left-hand</b> 113:10, 11
<b>in-car</b> 14:12 28:21 30:14,20 31:2 39:9,11 93:2,7 97:3,20,24 112:17 117:7 118:5,15 119:8 120:3	<b>intentionally</b> 108:11 120:4	<hr/> <b>J</b> <hr/>	<b>legal</b> 8:16,19
<b>inaccuracies</b> 68:6	<b>interaction</b> 42:14 61:6	<b>Janet</b> 40:4 44:11 51:11	<b>Leticia</b> 5:3,18 6:11 16:2
<b>inaccurate</b> 9:1	<b>interactions</b> 58:11	<b>January</b> 54:10,11 73:14	<b>lets</b> 107:6
<b>incident</b> 121:11, 23 122:2 123:10	<b>interject</b> 69:20	<b>jump</b> 49:6 86:21	<b>lieutenant</b> 16:20 17:3
<b>include</b> 64:14,17	<b>intersection</b> 19:13 87:1	<b>Jury</b> 120:7,10,12, 13,14,17,20 121:4, 12,15,17,20,21 122:13 124:7	<b>light</b> 87:1
<b>included</b> 14:12	<b>interview</b> 4:4,7,13 5:10 6:14 8:2,9,17, 20 10:12,16,17 11:10 12:2,21 13:11,13,24 14:24 15:2,7,13,18 63:14 74:18,23 75:12,18 76:10 79:15 122:23 123:3,7 124:2	<b>justified</b> 77:24	<b>lights</b> 93:23 100:3
<b>includes</b> 6:17 14:5 37:13	<b>interviewed</b> 6:12 33:13 52:2 122:17, 21 124:8,9	<hr/> <b>K</b> <hr/>	<b>lines</b> 38:11
<b>including</b> 4:10 8:4	<b>Interviewee</b> 5:3, 19 10:1 16:17 74:6,7 84:21 93:4	<b>kick</b> 25:7 71:2 79:13	<b>located</b> 4:17 34:13
<b>incomplete</b> 9:2	<b>introduce</b> 96:21 112:16	<b>kicked</b> 25:9 26:3	<b>log</b> 29:24 30:4,7, 13 95:8,12 101:8, 16,20,22 102:4,24 103:1,6,10 104:16, 23 106:3 107:23 108:1 109:14 110:23 111:9,11, 12,14 112:1,2 117:12,15,17,18, 22 118:20
<b>independent</b> 4:2	<b>introduced</b> 59:14	<b>kind</b> 31:4 35:23 54:14 57:7 64:20 73:12 86:8 95:6 96:2,12	<b>log-in</b> 98:5
<b>indicating</b> 6:2 58:21 65:22 87:9	<b>investigation</b> 5:8 6:15 48:5	<b>King</b> 87:2,9,10	<b>logged</b> 101:2 108:6
<b>individuals</b> 4:21 5:5 39:2,15 123:5	<b>investigative</b> 50:14,16	<b>knew</b> 73:1 76:16	<b>long</b> 8:20 18:8 49:24 53:6 57:15 88:17 121:3,5,6
<b>information</b> 4:2 63:22 72:7 77:9 112:23 114:10,19	<b>Investigator</b> 4:23 6:5 93:1	<b>knife</b> 23:16,19,22 25:7,8 26:3 71:2 79:13	
<b>Initially</b> 102:15	<b>involvement</b> 39:11	<hr/> <b>L</b> <hr/>	
<b>inoperable</b> 118:6, 18 120:4	<b>involving</b> 122:1	<b>labelled</b> 60:13	
<b>inside</b> 45:7,17 116:10		<b>lack</b> 91:16	
<b>inspect</b> 97:20 119:8,12		<b>lane</b> 29:9,14 85:24	
<b>Inspector</b> 6:13,16		<b>lanes</b> 85:21,23	
<b>inspectors</b> 108:17			

<b>looked</b> 26:6 47:4 110:13 <b>lot</b> 78:9,15 91:1,2 116:2,3 124:22 <b>luck</b> 110:24 117:24 <b>lunch</b> 41:23,24 <b>LV</b> 79:10 <hr/> <p style="text-align: center;"><b>M</b></p> <hr/> <b>made</b> 8:1,8 19:8, 15 26:10 30:13 38:10 62:18 66:20 67:4 68:18 69:2,12 70:15 71:4 74:17 75:11 82:1 92:10 105:24 <b>main</b> 23:7 34:17, 18 35:8 86:17 <b>make</b> 19:2,6 25:16,24 26:6,13 48:24 66:11 67:3, 11 68:11 74:22 75:17,20 79:10 81:19 83:22 86:16 87:12 88:12,18 90:3 97:22 109:4 <b>makes</b> 86:10,20 <b>making</b> 7:17,19 23:18 24:14 30:7 62:4,13 65:15 66:13 68:16,21 86:11,23 87:16,23 88:5,20 90:12 104:2,3 <b>March</b> 12:17,19 36:18,23 58:21 74:18,24 75:3,12, 19 76:11 79:3,19 80:7 83:4 90:21 <b>March's</b> 13:10 79:14 <b>mark</b> 9:18 10:7,13 11:1,7,18,24 12:10,16 13:2,8,18	<b>marked</b> 6:1 9:21 10:11 11:4,21 12:13 13:4,20 96:23 112:20 114:7 <b>marking</b> 9:22 <b>material</b> 75:11,17 <b>materials</b> 13:24 15:3,4,8,10 <b>matter</b> 4:1 122:18 124:10,22 <b>Mcdonald</b> 17:17 20:3,6 22:12 24:22 31:18 42:14 62:9 63:1,22 64:3,10 65:1 66:10 67:2,4, 11 68:11,14,18 69:3,6,13 72:3,13, 21 73:5,10,18 74:19,24 75:13,14, 19,21 81:5 83:5 84:5 86:18 87:14 88:22 92:10 114:17 120:10 121:9 122:7 123:15 <b>Mcdonald's</b> 19:23 20:24 21:11, 18 26:4 66:5 71:2 <b>means</b> 115:2 <b>media</b> 47:6 <b>Medium</b> 60:4 <b>meet</b> 105:3 <b>member</b> 97:19 <b>member's</b> 97:23 <b>memory</b> 70:3 102:19 112:15 <b>mention</b> 55:17 <b>mentioned</b> 26:15 27:11 39:9 41:7 49:8 50:17 52:9 54:24 56:12,22 58:14 63:7,15 81:4 85:7 89:15 94:9 98:6	<b>met</b> 109:20 <b>mic</b> 107:22 108:18 109:5 <b>microphone</b> 98:8, 9 108:4 <b>microphones</b> 107:20,24 108:8, 14,20 118:22 119:15 <b>mics</b> 95:18 109:5, 15 113:19 119:19 <b>middle</b> 62:10 63:2 64:10,21 65:2,7,8 79:7 112:24 113:9 <b>midnight</b> 21:16 31:23 35:21 49:20 90:5 <b>midnight's</b> 31:22 <b>midnight-ish</b> 57:24 <b>milling</b> 35:6 <b>Mine</b> 30:9 <b>minimal</b> 61:6 <b>minute</b> 94:2 <b>minutes</b> 52:14 <b>misconduct</b> 8:3 <b>moment</b> 122:5 <b>Mondragon</b> 40:4, 11 44:17 45:13 <b>monitor</b> 94:19 <b>move</b> 28:19 48:22 118:2,13 <b>moved</b> 29:7,8,13 93:18 <b>moving</b> 29:4 41:7 65:3,4,6,9 66:1 78:9 87:13 91:2 <b>multiple</b> 30:13 66:11 67:12 68:3,8 72:17 79:11	<b>Municipal</b> 5:9 9:3 <hr/> <p style="text-align: center;"><b>N</b></p> <hr/> <b>named</b> 51:17 <b>names</b> 4:22 <b>narrative</b> 83:4,9, 18 <b>narratives</b> 83:19 <b>nature</b> 29:19 41:20 91:3 115:14 <b>necessarily</b> 79:23 <b>needed</b> 28:18,19, 22 29:1,12 55:12 78:4 119:19 <b>Neumer</b> 4:1,15,19 5:5,17,23 6:12 9:18 10:5,6 11:1,5, 18,22 12:10,14 13:2,6,18,22 15:15,21,22 16:15, 19 33:3,4 37:4,8, 10 53:24 60:9 74:1,12 76:2,5,7 81:2,3 84:18 85:3 92:8 93:1 94:1 119:3 122:4 123:11,13 124:6, 19,20 <b>news</b> 124:22 <b>night</b> 28:4 40:11 42:1 47:9,16 62:14,23 63:10,17, 24 65:16 66:14,21 68:19 69:14 70:17 71:7 79:1 80:19 81:10 82:1,11,13 <b>nods</b> 20:17 <b>normal</b> 101:15 105:1,12,13 107:19 108:14 <b>north</b> 19:11 <b>northbound</b> 27:5, 10 29:9,14 85:19, 20,21,23,24 86:3
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<b>nose</b> 22:5,7 24:1 86:21	<b>objection</b> 4:14 74:1	40:4,11,14,17 41:7,9,13,18 42:9 43:2,6,15 44:17 45:12 49:8 51:6 52:12 53:11,18,21 60:10 61:24 62:8 64:8 66:10 67:2,10 68:10 71:2,14,19, 21 73:21,23 76:8 77:16 78:14 80:3 85:15 86:1 87:23 90:9,15 100:10 101:16 107:14 110:7 115:4,14 119:6 120:3	<b>overtime</b> 53:9,14
<b>noted</b> 74:1 123:22	<b>obligation</b> 6:24		<hr/> <b>P</b> <hr/>
<b>notes</b> 13:10 36:24 37:15 38:16 79:4, 14,15,20 80:8	<b>observations</b> 81:9 82:1		<b>p.m.</b> 4:17 37:8 49:17 76:5
<b>notice</b> 15:2,6 74:14 83:1 104:17	<b>observed</b> 25:5 33:18 62:9 63:5, 16,18 64:9,24 85:1		<b>panoramic</b> 46:22
<b>notification</b> 10:12,16,23 11:1, 7,9,16 26:1 104:3 112:23	<b>obstructing</b> 21:20		<b>pants</b> 92:15
<b>notifications</b> 25:17	<b>obstruction</b> 93:19		<b>paragraph</b> 6:8,9, 19 7:10,22 8:5,12, 21 9:6,12 62:8 64:5
<b>notify</b> 103:18 104:14,24 117:12 118:5	<b>obtain</b> 8:19 97:21		<b>paragraphs</b> 37:23
<b>number</b> 12:18 13:9 16:1,3 17:10, 12 27:20 74:15 76:10 78:10,18 83:2 94:17 95:10 98:6 100:10,12 102:11 103:19 105:20 106:10,11, 16,24 107:1,5,7,14 113:3 114:11,14, 16 117:4 118:2,13, 18	<b>occurred</b> 31:17 34:14	<b>officers</b> 23:7 25:5, 17 26:19 27:1 35:20,22 40:21 41:3 42:13,14 43:13 51:16,21 55:3,12 75:7 80:4 81:18 88:2,3,6 89:22 90:5 92:19 124:24	<b>park</b> 18:24 86:16
<b>numbers</b> 20:8 113:4 116:2,14,22	<b>occurs</b> 49:16	<b>official</b> 6:15 7:15 57:18 58:16	<b>parked</b> 19:1
<b>numerous</b> 29:23 110:22 111:3 117:23	<b>October</b> 13:9 16:6,10,13,14 17:13,16 18:11 36:22 40:12 47:9 49:17 53:19,22 62:14,24 63:10,24 65:16 66:15,22 68:20 69:4,14 70:17 71:8 74:17 75:11,18 79:1 80:20 82:1 83:3 94:12 96:3 98:20 100:13,17 117:6 118:4,14 119:6,14	<b>OIG</b> 4:10	<b>part</b> 6:14 17:7 44:14 47:4 91:18 98:7 114:9 117:3
<hr/> <b>O</b> <hr/>	<b>offended</b> 111:6	<b>older</b> 59:17,20,22 116:17	<b>partner</b> 18:2,5 34:6 35:23 51:10, 12,13 55:17 77:11, 13 95:11 105:5 110:4 115:10
<b>O's</b> 79:13	<b>offender</b> 79:7 80:1	<b>omission</b> 75:11, 17	<b>partners</b> 18:8,13
<b>oath</b> 5:20	<b>office</b> 6:13,16 34:18,20,21 35:4, 12 48:8 124:1	<b>open</b> 106:5,7	<b>party</b> 4:10
<b>object</b> 38:2 62:10 63:3 64:11 65:11, 14,21,22 66:6 73:20 79:8,9,24 81:15 121:14,18 123:8	<b>officer</b> 4:12 5:3, 10,11,24 6:10,19 7:3,10 8:5,12 9:15 10:9,15 11:8 12:1, 15 15:17,23 16:2 17:22 18:2,12,23 19:11,18 21:3,23 23:24 28:15,24 29:4 32:5,14,19 33:15 34:23 35:13, 18 36:11,18,20,24 37:11 39:19,22,24	<b>opportunity</b> 30:4 33:17 117:1	<b>passed</b> 86:1 87:14 103:7
		<b>opposite</b> 87:18	<b>passenger</b> 22:20 85:12 86:14 99:6 101:15,16 105:5
		<b>oral</b> 7:18,20 106:22	<b>password</b> 95:10
		<b>order</b> 7:6 13:23 50:23 96:13,14,15 97:2	<b>past</b> 22:6 66:10 67:2,10 68:10 79:10
		<b>ordered</b> 7:2	<b>patrol</b> 54:11,14 61:4
		<b>orders</b> 96:8	<b>pause</b> 66:12 67:12,19 68:1 72:17 79:11 94:1
		<b>Ordinance</b> 9:4	<b>PC</b> 95:10 98:6 100:10,12 102:11 113:4
		<b>outnumbered</b> 55:4	



93:2 119:5 121:8, 19,24 122:3 123:14  <b>quick</b> 92:9 94:2 124:14  <hr/> <b>R</b> <hr/>	58:10,16 59:13,14 60:4,5 62:4,12,16, 17,20 63:21 65:15 66:13,16,23 68:15, 21 70:18 72:2,12 74:23 75:2 77:1,8, 16 78:19 79:17 83:12 86:24 87:24 90:2,8 91:4,6,7,18 94:12,19 95:20 98:17 102:1 106:4 108:19 110:10,12 112:7 115:5 120:16,19 122:11, 20,23 123:2,19  <b>recalled</b> 89:22  <b>receipt</b> 10:9 11:24 12:1,4,8 15:19  <b>receive</b> 98:13,16  <b>received</b> 77:8 94:23,24 120:12  <b>receiving</b> 15:2,6 51:2  <b>Recently</b> 95:16  <b>recollection</b> 37:19 38:20 45:16 49:13 58:15 59:3  <b>record</b> 4:15,22 9:24 10:8 17:10 20:21 37:5,9 55:1 65:23 74:2,4 76:3, 6 79:5 84:19 93:23 94:2,6 118:15,19 123:23 124:15,18, 19  <b>recorded</b> 46:21  <b>recorder</b> 97:22  <b>recording</b> 4:8,11 46:20  <b>records</b> 93:22  <b>reflect</b> 4:15  <b>refreshes</b> 112:15  <b>refusal</b> 7:5,6 8:24  <b>refuse</b> 7:1 10:4	<b>refusing</b> 5:16  <b>registering</b> 102:14  <b>regular</b> 18:5 99:12 104:12  <b>regulations</b> 7:8, 17  <b>relate</b> 112:6  <b>related</b> 82:14  <b>relating</b> 63:21  <b>relationship</b> 53:18  <b>relayed</b> 82:22  <b>remain</b> 6:23 31:20,24 46:7,8  <b>remained</b> 28:8  <b>remaining</b> 64:21  <b>remember</b> 38:21 45:14,21 52:18 55:20 59:1,2 72:15,16 77:11 79:22 80:11 88:5 91:7,21 92:2,6 100:20 101:2 103:14 121:1 123:20  <b>remote</b> 97:21  <b>removal</b> 8:4  <b>render</b> 120:4  <b>rep</b> 34:12 59:16  <b>repeat</b> 15:5 71:20  <b>report</b> 7:15,17,19 12:17 13:9 14:6,9 16:21 36:16,17,22 37:12,15 38:16 42:19 60:14,15 61:12,13,17,18,22 78:21,24 80:18 104:1,3 106:17,22 107:18 109:16,18  <b>reported</b> 106:8 115:4 116:13	<b>reporter</b> 4:3,9,13, 20 5:12 20:16 74:2,5 84:20  <b>reporters</b> 4:6,17  <b>reporting</b> 36:17 115:5  <b>reports</b> 60:19 61:7,8 123:24  <b>representative</b> 8:16,19 62:5,13 65:16 66:14,21 68:19 69:4,14 70:16 71:7  <b>representatives</b> 43:19 63:23  <b>represents</b> 114:11  <b>request</b> 4:11 55:6  <b>requested</b> 74:5 84:20  <b>requesting</b> 25:18 42:20  <b>respect</b> 74:19,24 75:13,19,22 92:10 120:2  <b>respond</b> 42:13,16 117:1 118:11  <b>responded</b> 42:7  <b>response</b> 36:12 55:14,15 74:21 75:16 83:6 117:10  <b>responses</b> 7:14  <b>responsibilities</b> 17:7  <b>responsible</b> 108:18  <b>restart</b> 102:8,18  <b>result</b> 7:20  <b>retired</b> 59:24  <b>Retrieval</b> 112:18  <b>review</b> 9:11 13:24
----------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

14:19 15:3,7	55:17 56:18 57:19	<b>shift</b> 57:15,18 58:5	<b>showing</b> 47:7
<b>reviewed</b> 14:23	58:11 62:9 64:9	101:10 104:22	70:11
<b>Ricardo</b> 40:17	79:6,18 80:8 83:21	<b>shiny</b> 62:10 63:3	<b>shows</b> 109:23
<b>Rick</b> 40:23 51:14,15	84:13 90:24 91:19,22 92:12 115:19	64:11 65:11 79:7 81:14	<b>shut</b> 102:7,18
<b>right-hand</b> 97:8	<b>scheduled</b> 41:23	<b>shooting</b> 14:22	<b>side</b> 19:14 22:20
<b>rights</b> 6:1 9:10	<b>screen</b> 93:16 95:9	17:19,23 18:22	29:8 34:16,20,21
<b>ring</b> 90:6 99:3	102:4,10 106:12,13	22:12 23:15 25:14	35:3,12,14,16
<b>Robert</b> 14:13 44:6	<b>screens</b> 94:10	30:8,10 31:6,15,18	63:4,7,16,23 64:3,13,16 66:7,8 81:5,13,16 92:15 97:8 113:10,11
47:3 56:13	<b>scroll</b> 112:24	32:4,24 34:1 37:21	
<b>Roberts</b> 44:5	113:16	38:18 39:3,6,12,19,22 40:2,22	<b>sign</b> 9:15
<b>roll</b> 101:10,12	<b>seat</b> 48:3,23 49:4	41:10,12 43:3,7,13,17,23 44:2	<b>signature</b> 10:22
<b>room</b> 34:16,19	<b>Sebastian</b> 39:24	46:10,15 47:12,16	11:15 12:7
35:5,12,14	40:1	49:10,14,16,20	<b>signed</b> 36:23 79:3
<b>routinely</b> 100:22	<b>seconds</b> 88:15,16	50:1,5 51:21,24	<b>silent</b> 6:23
<b>Rule</b> 7:15	89:4	54:17 55:4 56:20,21,22 57:5 58:12	<b>sir</b> 22:19 25:21
<b>rules</b> 7:7,16 96:2,5	<b>secret</b> 121:15	73:3,6,9,15 74:19,24 75:13,20 76:15,23 77:2,24 78:2	30:9 32:9 35:10
<b>running</b> 92:14	<b>section</b> 97:15	79:2,19 80:8 83:6,15,22,23 85:10	39:4,17 41:11
96:11,18	<b>sector</b> 16:21	89:4 96:19 109:23	43:11,18,21 47:20
	<b>securely</b> 97:22	120:10 121:9,11	52:4 56:2,19 60:21
<hr/> <b>S</b> <hr/>	<b>send</b> 26:8	122:6,10 123:15,18 124:11	61:19 83:24 103:8 119:13 120:5
<b>sake</b> 110:16	<b>sense</b> 19:4 22:17	<b>shootings</b> 54:19,22	<b>sit</b> 47:24 48:3,6,21 49:3,4 119:12
<b>sat</b> 59:12	38:14	<b>short</b> 59:8	<b>sitting</b> 52:5 59:10,11,12
<b>save</b> 44:10	<b>sentence</b> 64:7	<b>shot</b> 17:17 69:8	<b>slapping</b> 30:2
<b>saved</b> 56:13	65:13 66:9,24	70:12 72:3,19	<b>slaps</b> 111:2
<b>saving</b> 44:9,18,19,20 45:1,11,13	67:7,10,17 68:6,13 69:9 70:13 71:1	75:14,21 77:6	<b>slip</b> 53:9,14
<b>scenario</b> 92:17,23	<b>separation</b> 7:20	78:10,12,13 82:6	<b>small</b> 34:21 35:14
<b>scene</b> 26:9,16	<b>September</b> 4:16	84:5,10,12	<b>snap</b> 24:17
27:1,12 28:8,16,17,22 29:1 31:6,14,20,24 32:4,8,24 34:1 37:21 38:18	10:13,20 11:13 12:5,24 13:16	<b>shots</b> 22:15,18	<b>snapped</b> 24:17
39:2,6,11,16,19,22 40:2,15,21 41:9 42:4,13,16,23	<b>sergeant</b> 16:20,	23:4,5 24:21 25:1,4,6 69:8 70:14,20	<b>sort</b> 38:8
43:3,5,10,16,20,22 44:3 46:7,8 47:5	21,23,24 55:19	71:18,23 72:14	<b>sound</b> 55:11
49:10,14,19 50:1,4,5,8,15,18 51:3,8	56:7,8,9 58:6 92:5 103:21	73:10,17,24 74:20	<b>sounds</b> 106:2
	<b>serve</b> 7:9 9:4	75:1,6 76:12,14,16	<b>south</b> 19:16,21
	<b>shakes</b> 20:17	78:5,15,18 86:11 88:13	20:14,22 87:6 120:23
	<b>shell</b> 27:18 57:9	<b>shoulder</b> 88:24	<b>southbound</b> 27:8
	<b>shells</b> 50:18	<b>show</b> 76:14	85:12,17,18,21
		<b>showed</b> 51:12	



<b>speak</b> 15:12 25:23 28:22 29:16 31:1,3 35:7 41:3 49:4 51:16 52:22 63:11 91:10,24 92:3 95:18 105:4 110:18 111:20 120:14 122:15 <b>speaking</b> 59:1 66:16 75:2 79:18, 22 83:12 91:19,21 111:23 121:5 124:21 <b>special</b> 96:8,13 97:2 <b>specific</b> 51:4 53:17 121:24 124:5 <b>specifically</b> 33:7 90:1 97:18 123:20 <b>specifics</b> 58:10 <b>speculate</b> 73:20, 23 <b>spell</b> 4:22 17:1 <b>spelled</b> 5:2 <b>spoke</b> 27:23 31:1, 10,11 33:19,20,21 52:13 58:18 69:1 72:9 80:7 83:13, 14,15 120:16 <b>spoken</b> 35:7 37:24 41:15 <b>spool</b> 44:10 <b>spread</b> 35:15 <b>squad</b> 86:22 93:13 94:24 <b>stance</b> 23:7 25:6 75:8 76:17 <b>standing</b> 24:8 25:2 45:8 57:6 62:9 63:2 64:10,21 65:1,6,9 75:8 78:11 82:5 84:10 <b>Star</b> 16:1,3	<b>start</b> 15:23 18:23 26:9 37:17 62:7 95:5 121:23 <b>started</b> 57:15 101:9,10 <b>starting</b> 25:16 <b>startup</b> 97:24 98:7 100:18 102:4 <b>state</b> 9:24 15:24 17:9 75:14 95:18 120:19 <b>State's</b> 124:1 <b>stated</b> 74:19 75:1 76:11 81:22 82:23, 24 118:21 <b>statement</b> 5:15,16 8:1,8 9:2,9 10:1,3 12:19 32:23 33:1 37:14,18,20 38:10, 15 58:15,16,24 61:23 62:3,13,22 63:12 64:4 65:15, 19 66:9,14,21 67:13,16 68:1,16, 18,21 69:3,12,16 70:16,23 71:4,10, 13 72:5,6 74:17,22 76:10 80:17,18 81:8,11,21,23 82:2,11,22 83:14, 17,22 90:19 91:5, 8,9,17 106:1 112:8 <b>statements</b> 7:14 36:19 62:18 70:7 83:19 <b>states</b> 6:10 <b>stating</b> 84:2 <b>station</b> 53:13 <b>stay</b> 122:5 <b>stayed</b> 121:6 <b>steps</b> 22:6 27:13 95:13 <b>stick</b> 28:10 46:3,5 67:6	<b>stood</b> 22:10 <b>stop</b> 19:5 20:13 25:4 26:23 71:22 86:21 90:3 92:20 <b>stopped</b> 19:24 20:3,23 21:23 22:1 <b>stopping</b> 90:8 <b>stops</b> 24:15 90:15 <b>straight</b> 116:24 <b>street</b> 29:10 62:10 63:2 64:10,22 65:7,8 79:7 92:14 <b>stuck</b> 46:6 <b>stuff</b> 26:5 54:7 96:12 <b>submitted</b> 53:9, 14 <b>subpoena</b> 120:12 <b>Subsequent</b> 85:10 <b>substance</b> 121:16 124:3 <b>substitute</b> 67:24 <b>successful</b> 101:4, 6,24 102:1 <b>suffice</b> 68:4 <b>suggested</b> 84:14 <b>Suite</b> 4:18 <b>summary</b> 80:23 <b>summoned</b> 111:20 <b>superior</b> 7:3 <b>supervisor</b> 25:19 28:9,11 31:22,23 46:4 55:19 56:5 58:6 103:19,21 104:17,24 105:1, 11,12 106:17,19, 23 109:17,19 117:12 118:5,9	<b>supervisors</b> 50:8 55:18,24 103:24 <b>supplemental</b> 61:13 <b>supplementary</b> 12:17 14:8 36:16, 17 37:12 60:14,15, 19 61:7,12,22 80:15,17 114:10 <b>supposed</b> 96:11, 17 98:9 100:23 121:15 <b>swear</b> 5:12 <b>switch</b> 101:17,18 <b>sworn</b> 5:15,16 <b>sync</b> 108:21,23 109:4 119:15,19 <b>synced</b> 109:5 113:20 <b>syncing</b> 108:20 <b>system</b> 28:22 30:14 95:14 97:20, 24 98:1 102:2 104:15 109:24 113:20 117:7,18 118:6,16,23 119:8 120:3,4 <b>systems</b> 14:12 93:3 97:3 <hr/> <b>T</b> <hr/> <b>Tahoe</b> 94:14 <b>taking</b> 82:22 <b>talk</b> 17:15 29:1 35:22 39:15 43:19 77:23 110:7 120:6 <b>talked</b> 78:1 82:17 89:21 <b>talking</b> 18:11 27:16,24 31:5,8,12 39:9,14 40:21 43:9,16 77:10
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<b>tall</b> 59:8	<b>time</b> 4:16 8:18 17:19,23 18:6 23:9 24:11 37:4,8 43:5, 22 49:14 50:4 51:19,23 53:5 57:19,21 58:5 62:2 70:4 73:5 74:23 76:2,5 77:13 83:21 89:13 94:2,5 95:23 96:3 98:3,8 99:14, 15 101:7 102:22 103:5,6 105:12 107:12,20 108:20 110:6 111:19 112:22 115:22 116:6 124:17	118:16 119:7	<b>understand</b> 6:11, 14,22,23 7:1,4,13, 15,18 8:1,8,15,24 42:7,10 88:23 91:1 120:11
<b>tape</b> 26:20,21		<b>tours</b> 99:10,11	
<b>Taser</b> 41:16 42:3, 5,6,8,23 55:13		<b>traffic</b> 26:7,16 27:3,6	
<b>tasks</b> 50:14,16		<b>trained</b> 98:1	<b>understanding</b> 61:11,18 64:2 68:15 79:17
<b>tech</b> 109:21,23		<b>training</b> 98:14,16, 23 99:1,2	<b>unduly</b> 8:20
<b>telephone</b> 28:4		<b>transcript</b> 4:4,5 15:18,19	<b>unfair</b> 73:22
<b>telling</b> 49:3 72:2, 12 92:20 115:6		<b>transcripts</b> 122:12	<b>unholster</b> 57:3
<b>tells</b> 58:7		<b>transmitter</b> 97:21	<b>unholstered</b> 22:9, 24 56:23
<b>tender</b> 121:16		<b>transpired</b> 44:24 111:18	<b>unhook</b> 24:15
<b>terminology</b> 67:19	<b>times</b> 29:23 30:2 58:2 100:5 102:12 103:9 108:18 110:23 111:3 117:23,24	<b>travel</b> 29:10 87:21	<b>union</b> 8:16,19
<b>terms</b> 16:18 35:19 65:20 66:18 81:20, 23 94:10 95:7,13 98:5 123:9	<b>timing</b> 85:11	<b>trucks</b> 92:18	<b>unit</b> 16:1,5 109:2,3
<b>testified</b> 5:20 121:21 124:9	<b>titled</b> 97:3	<b>truth</b> 84:15,22,24 85:1	<b>unknown</b> 71:2 79:13
<b>testify</b> 121:3	<b>today</b> 4:3 5:7 54:18,21 70:20	<b>truthfully</b> 6:18 7:1	<b>unsnapped</b> 23:3 24:18 57:1,4
<b>testimony</b> 120:9 121:15,17 122:13, 15	<b>today's</b> 4:16 10:16 11:9 12:2,21 13:13,23 14:24 15:7,18	<b>Tulley</b> 16:23,24 55:19 103:22	<b>unsuccessful</b> 30:16
<b>thereof</b> 8:9	<b>told</b> 28:9,12,18,20, 24 31:19,21,23 36:9 48:2,22 50:9 52:21 53:1 63:9 84:22 108:16 113:22	<b>turn</b> 88:21 100:7	<b>upload</b> 102:20
<b>thing</b> 26:2 28:18 46:16	<b>tool</b> 42:19	<b>turns</b> 100:2,6	<b>uploaded</b> 44:22
<b>things</b> 26:16 45:11 79:23 81:10 82:8 91:1,2	<b>top</b> 37:1 60:13 79:2 93:14,17,21 97:8 113:8	<b>two-minute</b> 66:18	<b>upset</b> 29:21,24 31:4
<b>thinking</b> 47:11 73:23 92:16	<b>topic</b> 124:3	<b>type</b> 25:24 94:12 98:13 115:19	<b>utilizing</b> 94:18 95:14
<b>thinner</b> 60:3	<b>topics</b> 53:24	<b>U</b>	<b>V</b>
<b>thought</b> 89:15 102:16	<b>touch</b> 25:12	<b>U-turn</b> 19:2,7,9,15 20:11 23:18 24:14 66:11 67:3,11 68:11 71:14,19,22 79:10 81:19 86:10, 11,16,20,23 87:12, 17,23 88:6,13,18 89:21 90:2,3,10, 12,16	<b>V-a-l-d-e-z</b> 4:24
<b>thoughts</b> 41:13 111:4	<b>touched</b> 53:16	<b>Uh-huh</b> 98:12 114:13	<b>V-e-l-e-z</b> 5:4
<b>ticket</b> 103:19 105:20 106:5,7,10, 11,24 107:1,5,6,14 116:2,14,21	<b>tour</b> 30:12 95:6 97:19 99:4 101:1,9 109:7,10 117:9	<b>ultimately</b> 19:4	<b>vacation</b> 95:17
			<b>Valdez</b> 4:23 5:14 6:12 15:20 16:14, 16 54:5 85:4,6 93:1,6 94:5,7 97:1 112:21 114:8 119:1 121:13 123:8,22 124:13, 17

<b>Valdez's</b> 6:5	<b>verbally</b> 48:20	<b>walked</b> 22:5 82:15	<b>words</b> 23:12
<b>Van</b> 19:12,18 21:4 39:19 41:3 43:6,9 51:10,20,24 53:19 72:20 73:4 76:13, 20,22 77:2,5,11,14 81:18 85:15 86:2	<b>verbatim</b> 4:4	<b>Walsh</b> 39:22 41:3 51:10 53:21 72:20 73:5 76:12,20 77:6,12,13,15 81:18 86:1	<b>work</b> 4:8 16:3 17:7 53:18 94:24 101:17 116:8,10
<b>vantage</b> 19:23	<b>vicinity</b> 29:11	<b>Walsh's</b> 21:4 85:15	<b>worked</b> 75:9 99:19,24
<b>veer</b> 21:8	<b>video</b> 14:12,17,19, 21,22,23 28:21 30:14,20 31:19 36:6 39:10 43:23 44:2,4,12,14,20 45:13,20,24 46:4, 11,12,15 47:12,15, 22,24 48:8,10,18, 21 49:1 56:12,14, 17 58:8 69:23 70:3,5,11 73:7 81:20 85:8,11 86:8 88:9 89:7 93:2,17 97:3,20,24 100:2,5 109:13,21,23,24 112:6,17 117:7 118:6,15 119:8 120:3	<b>wanted</b> 15:16 95:17	<b>working</b> 16:7 95:11 98:1 104:23 105:2,19 106:4 108:2,3,7 116:4,6, 15 117:8 118:23
<b>vehicle</b> 17:20,23 18:24 19:11,12,17, 18,24 20:3,6,13,23 21:4,10,18,24 22:1,2,4,8,14,18, 21,22 23:21 24:1, 4,6,11,12,14,15,21 28:19 29:5 32:20 45:7,17,18,24 46:21 49:9 56:23 57:7 58:7 63:3 71:18,23 85:16 86:2,24 87:12 88:2,8 89:3 90:9 93:22 94:11,13,17, 20 95:6,15 98:14 99:7,9,13,16 100:19 101:15 103:15 105:8 106:5,9 107:21 113:1,3 114:22 115:18 117:8,21 118:6,15 119:16	<b>videos</b> 39:11 93:7	<b>watch</b> 16:4,9 47:24 48:7,21 53:14 89:7 99:21, 22	<b>Worksheet</b> 112:18
<b>vehicle's</b> 120:2	<b>view</b> 21:20 46:22	<b>watched</b> 46:10,12 70:3	<b>worst</b> 92:24
<b>vehicles</b> 14:13 21:9,16,17 36:5 115:19 116:6	<b>viewing</b> 56:17	<b>watches</b> 99:12,18, 20	<b>worst-case</b> 92:17, 22
<b>Velez</b> 4:12 5:3,10, 11,18,24 6:11,19 7:10 8:5,12 9:15, 20 10:9,15 11:3,8, 20 12:1,12,15 13:4,20 15:17,23 16:2 32:5 33:15 36:20 37:11 60:10 61:24 62:8 64:8 66:11 67:11 70:13 76:8 79:2 96:22 112:19 114:6 119:6	<b>violation</b> 7:7 9:3	<b>watching</b> 25:2 48:10,14,18 86:18 88:22	<b>write</b> 91:10
	<b>Viramontes</b> 40:17	<b>waves</b> 90:16	<b>writing</b> 108:17
	<b>virtual</b> 95:9	<b>waving</b> 38:2 65:13,20,21 79:9, 24 81:15 90:2,9	<b>written</b> 7:18,19 106:12
	<b>visibility</b> 92:19	<b>weapon</b> 22:24 24:16,18 56:23 73:21	<b>wrote</b> 72:16
	<b>visible</b> 119:10	<b>weapons</b> 72:24	<hr/> <b>Y</b> <hr/>
	<b>visually</b> 97:20 119:7	<b>wearing</b> 34:10	<b>year</b> 18:13,19 119:23
	<b>voluntarily</b> 10:2	<b>west</b> 4:18 19:13	<b>years</b> 18:17 73:14, 15 98:19
	<hr/> <b>W</b> <hr/>	<b>window</b> 93:14,15	<b>younger</b> 59:20
	<b>wait</b> 28:12 49:5 101:6	<b>windshield</b> 93:15	
	<b>waited</b> 28:8	<b>witnessed</b> 31:13 32:11,24 33:6,9 62:19 73:13,15 81:10 84:16 85:2 91:20	
	<b>waiting</b> 26:19 28:15,17 35:6,7,8	<b>witnesses</b> 35:13 91:14	
	<b>walk</b> 18:21 24:24 26:11,14 61:22 82:12 86:8 95:5	<b>witnessing</b> 73:9	
		<b>word</b> 64:23	

CITY OF CHICAGO  
OFFICE OF INSPECTOR GENERAL

ADVISEMENT OF RIGHTS

I, Officer Leticia Velez, understand that I am being interviewed by  
Peter Neumer and Raul Valdez from the City of  
Chicago Office of Inspector General.

DATE 9/21/16 TIME \_\_\_\_\_ LOCATION 300 W. Adams, Ste 800 Chicago, IL

I understand that this interview is part of an official investigation and that I have a duty to cooperate with the Office of Inspector General, which includes answering all questions completely and truthfully.

I understand that I have no right to remain silent. I understand that I have an obligation to answer questions put to me truthfully. I understand that if I refuse to answer questions put to me, I will be ordered by a superior officer to answer the questions. I further understand and I have been advised that if I persist in my refusal to answer after an order to do so, such further refusal constitutes a violation of the Rules and Regulations of the Chicago Police Department and may serve as the basis for my discharge.

I understand and have been advised that my statements or responses may constitute an official police report. I understand that Rule 14 of the Chicago Police Department's Rules and Regulations prohibits making a false report, written or oral, and I further understand that making such a false report, whether written or oral, may result in my separation from the Chicago Police Department.

I understand that any statement made by me during this interview may be used as evidence of misconduct or as the basis for disciplinary action up to and including removal or discharge.

I understand that any statement made by me during this interview and the fruits thereof cannot be used against me in a criminal proceeding.

I understand that I have the right to have a union representative, or legal counsel of my choosing, present at the interview to consult with, and that I will be given a reasonable time to obtain a union representative or legal counsel as long as the interview is not unduly delayed.

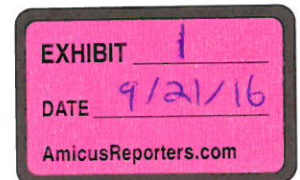
I understand that a refusal to answer any question, or any false, inaccurate, or deliberately incomplete statement by me would constitute a violation of Chicago Municipal Ordinance 2-56, and may serve as the basis for my discharge.

I acknowledge that this statement of my administrative rights has been read aloud to me, and I have been allowed to review this document.

Leticia Velez  
Employee Signature

Witness: [Signature]

Witness: [Signature]



\*\*\*\*\*

WAIVER

Understanding these rights, I wish to answer questions from investigators from the Office of Inspector General without having a union representative or legal counsel present. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me.

Employee Signature: \_\_\_\_\_



<b>NOTIFICATION OF INTERVIEW TO CPD MEMBER</b>			DATE
CITY OF CHICAGO OFFICE OF INSPECTOR GENERAL			September 14, 2016
NAME	RANK	STAR NO.	UNIT OF ASSIGNMENT
Leticia Velez	Police Officer	10385	008

### YOUR APPEARANCE IS REQUIRED

AT <input checked="" type="checkbox"/>	Amicus Court Reporters 300 West Adams, Ste. 800 Chicago, IL 60606	ON	DATE	TIME
			September 21, 2016	4:00 PM

AS ☒ ACCUSED ☐ WITNESS ☐ COMPLAINANT

FOR ☒ A STATEMENT

CONCERNING  
False statements and material omissions made in connection with the October 20, 2014 shooting of Laquan McDonald; the operation of the Chicago Police Department's in-car video system.

### YOU ARE TO REPORT TO:

LEAD INVESTIGATOR	TITLE	PHONE NO.	EMAIL
Raul Valdez	Investigator III	773-478-5228	rvaldez@chicagoinspectorgeneral.org

**NOTE: You MUST notify the Lead Investigator of your inability to keep this scheduled appointment.**

### ALSO PRESENT AT THE INTERVIEW WILL BE:

NAME	TITLE	NAME	TITLE
Sarah Ansari	Assistant Inspector General	N/A	N/A

THE INTERVIEW WILL BE ☐ AUDIO RECORDED ☒ TRANSCRIBED BY A LIVE REPORTER

TO BE COMPLETED BY INTERVIEWEE (if applicable)  
**ACKNOWLEDGEMENT**

Please contact Investigator Valdez at (773) 478-5228 to confirm receipt of Notification of Interview and to confirm your attendance at the interview.

I hereby acknowledge receipt of this Notification of Interview.

SIGNATURE *Leticia Velez*

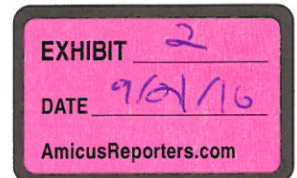
DATE

15 Sept

PRINTED NAME Leticia Velez

TIME

1906



TO BE COMPLETED BY OFFICE OF INSPECTOR GENERAL OR CPD COMPONENT PROVIDING NOTIFICATION TO INTERVIEWEE			
NOTIFICATION MADE TO:	TITLE, RANK, & UNIT	DATE	TIME
NOTIFICATION MADE BY:	TITLE, RANK, & UNIT	DATE	TIME

# NOTIFICATION OF ALLEGATIONS

CITY OF CHICAGO OFFICE OF INSPECTOR GENERAL

NAME OF ACCUSED	RANK	STAR NO.	UNIT OF ASSIGNMENT
Leticia Velez	Police Officer	10385	008 - 822

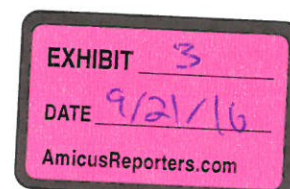
City ordinance, and if applicable, collective bargaining agreements, provide that you are entitled to notice of the nature of the allegations against you and the identity of all complainants prior to any interview. Accordingly, you are advised as follows:

## COMPLAINANT(S)

4. John J. Escalante, Interim Superintendent of Chicago Police Department (CPD), sent a letter to the City of Chicago Office of Inspector General (OIG) dated January 13, 2016, requesting that OIG conduct an administrative investigation of the following allegations arising out of the October 20, 2014 shooting death of Laquan McDonald (the McDonald Shooting): "whether any officer(s) made false statement on official reports submitted in connection with the shooting of Laquan McDonald on October 20, 2014; whether any officer(s) obstructed or interfered with the investigation of this incident, either individually or in collusion with others; and whether any officer(s) committed any violation of Chicago Police Department rules, policies, or orders in connection with their response and/or handling of this matter." Escalante attached to the letter a copy of Sergeant S. Soria's (Star # 2275) Initiation Report, which raises similar allegations of misconduct with respect to Department members in connection with the McDonald Shooting, and identified that Report as a basis for OIG's administrative investigation.

## ALLEGATION(S)

1. On or about October 20, 2014, you provided a false narrative to Detective David March of the Chicago Police Department (CPD) concerning the McDonald Shooting.
2. On or about October 20, 2014, you made a false statement during an interview with CPD Detective David March when, with respect to the McDonald shooting, you stated that you did not see who fired shots.
3. On or about October 20, 2014, you made a material omission during an interview with CPD David March when, with respect to the McDonald shooting, you failed to state that you saw McDonald being shot while he was on the ground.
4. On or about October 20, 2014, you failed to ensure the in-car video system for CPD vehicle 8765 was working properly at the beginning of your tour of duty.
5. On or about October 20, 2014, you failed to immediately notify a supervisor that the in-car video system for CPD vehicle 8765 was inoperable or damaged.
6. On or about October 20, 2014, you failed to audibly record events with CPD vehicle 8765's in-car video system during your tour of duty.



**ACKNOWLEDGEMENT**

I hereby acknowledge receipt in writing of the identity of the complainant(s) and notice of the nature of the allegation(s) against me.

Signature Leticia Vela

Date 15 Sept 2016

Printed Name Leticia Vela

Time 1906

**WITNESSES**

[Signature] 1985 \_\_\_\_\_





CITY OF CHICAGO OFFICE OF INSPECTOR GENERAL  
740 North Sedgwick Street  
Suite 200  
Chicago, Illinois 60654

# RECEIPT FORM

OIG FILE NO. 15-0564

ON

DATE

15 SEP 16

AT

TIME

1810

NAME

JAMES FIEDLER

TITLE

SERGEANT



SEIZED FROM



RECEIVED FROM



RETURNED TO



RELEASED TO

NAME

Leticia Velez

TITLE

Police Officer

DEPT.

Chicago Police  
Department

## THE FOLLOWING ITEM(S):

1. A City of Chicago Office of Inspector General DVD containing the following materials:
  - a copy of the portion of the March 16, 2015 Case Supplementary Report for R.D. No. HX475653 that memorializes Detective David March's October 20, 2014 interview of Leticia Velez;
  - Detective March's October 20, 2014 General Progress Report for R.D. No. HX475653 concerning March's October 20, 2014 interview of Leticia Velez;
  - The October 20, 2014 audio and video files for the in-car video system of beat number 813R;
  - The October 20, 2014 audio and video files for the in-car video system of beat number 845R;
  - The October 20, 2014 Dunkin Donuts security video of the Laquan McDonald shooting.

EXHIBIT

4

DATE

9/21/16

AmicusReporters.com

OIG 15-0564 017086



**ACKNOWLEDGEMENT**

I hereby acknowledge receipt in writing of the above-listed item(s).

Signature *Leticia Vela*  
Printed Name Leticia Vela

Date 15 Sept 2016  
Time 1907

**WITNESSES**

*[Signature]* \_\_\_\_\_

3510 S. Michigan Avenue, Chicago, Illinois 60653  
(For use by Chicago Police - Bureau of Investigative Services Personnel Only)

Case id : 9825613  
Sup ID : 10992767 CASR301

Reporting Officer	Star No	Approving Supervisor	Star No	Primary Detective Assigned	Star No
MARCH, David	20563	WOJCIK, Anthony	481	MARCH, David	20563
Date Submitted		Date Approved		Assignment Type	
15-MAR-2015 18:26		16-MAR-2015 00:03		FIELD	

\_\_\_\_\_

[illegible]

HX475653

EXHIBIT 5  
DATE 9/21/16  
AmicusReporters.com

[REDACTED]

[REDACTED]

[REDACTED]

BACERRA, Arturo -----

stated he was a Chicago Police Officer assigned to the 008th District. He was on duty, in uniform, working on Beat 822. BACERRA was working with Police Officer Leticia VELEZ. The two officers were assigned to a marked vehicle. BACERRA was driving the vehicle and VELEZ was the passenger.

Officer BACERRA and his partner responded to the request for assistance made by Beat 815R, regarding a subject who was armed with a knife. BACERRA was driving northbound on Pulaski Road from 47th Street. As he approached the scene of this incident, at 4112 South Pulaski, he observed a black male subject, now known as Laquan MCDONALD, in the middle of the street, flailing his arms. As he got closer, BACERRA observed MCDONALD to be holding a knife in his right hand. BACERRA drove past MCDONALD, with MCDONALD on the left side of the police vehicle, as Beat 845R drove past BACERRA, on the right side of his vehicle, travelling southbound. As BACERRA began to make a U-turn, he heard multiple gunshots. He then saw MCDONALD lying on the ground. BACERRA did not see who fired the shots.

VELEZ, Leticia -----

stated she was a Chicago Police Officer assigned to the 008th District. VELEZ related the same facts as her partner, Officer Arturo BACERRA.

Officer VELEZ added that as they approached the scene she observed Laquan MCDONALD standing in the middle of the street, holding a shiny object in his right hand. She saw him waving the object in the air. Officer BACERRA drove past MCDONALD and began to make a U-turn, when VELEZ heard multiple gunshots, without pause or delay. She then saw MCDONALD fall to the ground. VELEZ did not see who fired the shots. She did see an unknown officer kick the knife from MCDONALD's hand after he was down on the ground.

[REDACTED]



GENERAL PROGRESS REPORT  
DETECTIVE DIVISION/CHICAGO POLICE

DATE OF ORIG. CASE REPORT

DATE OF THIS REPORT

20 OCT 2014

20 OCT 2014

OFFENSE CLASSIFICATION—LAST PREVIOUS REPORT

VICTIM'S NAME AS SHOWN ON CASE REPORT

BEAT/UNIT ASSIGNED

0552

VAN DYKE

5121

This form is designed for recording handwritten notes and memoranda which are made during the conduct of investigations, including: inter-watch memoranda (handwritten or typewritten), witness and suspect interview notes, on-scene canvas notes, and any handwritten personal notes made by detectives during the field investigation of violent crimes which are used to prepare official Department case reports.

L VELEZ

AS THEY APPROACHED SCENE, SAW O IN MIDDLE  
OF ST SHINY OBJECT IN R HAND  
O WAVING OBJECT IN AIR  
A B DROVE PAST O  
BEGAN TO MAKE U-TURN  
L V HEARD MULTIPLE GUNSHOTS, WITHOUT PAUSE OR DELAY  
SAW O FALL TO GROUND  
DID NOT SEE WHO FIRED  
SAW UNKNOWN PO KICK KNIFE FROM O'S HAND

REPORTING OFFICER'S SIGNATURE—STAR NO.

RECEIVED BY: SUPERVISOR'S SIGNATURE—STAR NO.

DAY—MO.—YR. TIME

CPD-23.122 (Rev. 2/83)

EXHIBIT

6

DATE

9/21/14

OIG 15-0564 017090

AmicusReporters.com

R.D.  
NO.

HX475653

**IN-CAR VIDEO SYSTEMS**

<b>ISSUE DATE:</b>	23 February 2012	<b>EFFECTIVE DATE:</b>	23 February 2012
<b>RESCINDS:</b>	Version dated 20 April 2011; S10-10		
<b>INDEX CATEGORY:</b>	Field Operations		

**I. PURPOSE**

This directive:

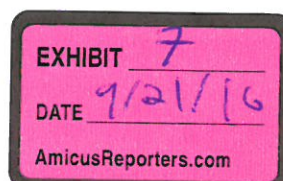
- A. implements the use of Department in-car video systems.
- B. establishes the policies and procedures for the use, maintenance, and repair of in-car video systems.
- C. establishes the roles and responsibilities of Department members affected by the introduction of in-car video systems for the video and audio recording of incidents.
- D. establishes the requirements for viewing, retaining, and duplicating digitally recorded incidents.
- E. continues the use of the Digitally Recorded Data Viewing/Hold/ Duplication Request (CPD-65.224).
- F. identifies the Records Division as the Department repository and viewing location of digitally recorded data created by the in-car video systems.

**II. POLICY**

The Department is committed to protecting the safety and welfare of its members and the public. The in-car video systems can provide members with an invaluable instrument to enhance criminal prosecution by providing powerful evidence of criminal activity, limit civil liabilities, and objectively document officer conduct during individual interactions. Members assigned to a vehicle equipped with an in-car video system will use it pursuant to this directive.

**III. GENERAL INFORMATION**

- A. There is no expectation of privacy for Department members related to incidents recorded by in-car video systems. Supervisors, members of Bureau of Internal Affairs, and the Independent Police Review Authority (IPRA) investigators may request to review the digitally recorded data from a vehicle equipped with an in-car video system. Any digitally recorded data created by the in-car video system may be used without a Department member's permission for any official Departmental purpose.
- B. The in-car video system will **automatically engage audio and video recording** when the vehicle's emergency-roof lights are activated. However, Department members may manually activate the in-car video system without the activation of the emergency equipment. At the conclusion of the incident, Department members must manually disengage all recording processes, regardless of what method activated the in-car video system.
- C. The Records Division will be the custodians of the digitally recorded data and will be responsible for the retention, duplication, and viewing of the in-car video systems. The Director, Records Division, will establish retention, viewing, and duplication procedures that provide for inventory control, the security of the digitally recorded data, and authorized duplications.
- D. All digitally recorded data created by the in-car video systems will be retained by the Records Division for a minimum of 90 days. Digitally recorded data that is marked and held as having evidentiary or training value will be retained as prescribed by law and established Department policy.
- E. In general, minor infractions and minor deviations from Department policy observed through the review of digitally recorded data will not be subject to the disciplinary process and will be treated as a training opportunity.





#### IV. RECORDING GUIDELINES

- A. Department members will use only Department-issued video and audio recording equipment.
- B. Department members will conform to all laws and Department policies concerning the use of the in-car video system for the video and audio recording of incidents.
  - 1. Department members are lawfully permitted to video record individuals without their consent if they are on the public way or in public view.
  - 2. Department members who are in uniform and have identified their office are lawfully permitted to simultaneously audibly and visually record individuals without their consent whenever:
    - a. the member is conducting an enforcement stop, **or**
    - b. the patrol vehicle emergency lights are activated or would otherwise be activated if not for the need to conceal the presence of law enforcement.

**NOTE:** Any reports completed for an audibly recorded incident, including Traffic Stop Statistical Study - Driver Information Cards (CPD-21.103), Traffic Stop Statistical Study Stickers (CPD-15.516), and Personal Service Citations, must include the initial violation or investigatory need that led to the stop.

**NOTE:** Department members may audibly record an enforcement stop regardless of the subsequent enforcement action taken.

- 3. Department members may audibly and visually record an individual with the consent of the individual.
- C. Uniformed Department members assigned to vehicles equipped with in-car video systems will activate the system to simultaneously audibly and visually record the entire incident for all enforcement stops.
- D. Uniformed Department members assigned to vehicles equipped with in-car video systems will activate the system to visually record the entire incident for all:
  - 1. arrests and transports.
  - 2. nonpursuit emergency vehicle operations.
  - 3. any situation that the member, through training and experience, believes to serve a proper police purpose.
- E. During the recording of an incident, Department members will not disengage the in-car video system until the entire incident has been recorded.

**NOTE:** Department members will be required to justify any disengagement of the in-car video system prior to the entire incident being recorded.

- F. If recorded, felony and misdemeanor arrests, motor vehicle pursuits, traffic crashes resulting in property damage, personal injury, or a fatality, DUI incidents, and failure to yield to an emergency vehicle will be automatically stored by the in-car video system indefinitely when the correct event is selected from the postevent pop-up menu. All other incidents will be automatically stored for ninety days.
- G. If digitally recorded data will be needed in judicial proceedings beyond ninety days, members will place an extended hold on that digitally recorded data as described in Item VIII of this directive, including but not limited to the following circumstances:
  - 1. Traffic stops other than DUI,

2. Enforcement stops,
  3. Other traffic crash investigations, and
  4. Stops for citizen assistance.
- H. When a complaint against a Department member is received that involves a digitally recorded incident, the investigating member will request an extended hold on the data.
- I. Assigned supervisors will request an extended hold on all digitally recorded motor vehicle pursuits and traffic crashes involving Department vehicles.

## V. DEPLOYMENT OF THE IN-CAR VIDEO SYSTEMS

- A. Commanding officers of units with vehicles equipped with in-car video systems will:
1. ensure that vehicles equipped with in-car video systems are evenly distributed for use by all watches.
- NOTE:** Commanding officers will ensure the units assigned to traffic duties in district law enforcement use vehicles equipped with in-car video systems.
2. whenever feasible, ensure vehicles equipped with the in-car video systems are deployed every tour of duty and service is requested for inoperable vehicles equipped with in-car video systems.
- B. The station supervisors will:
1. deploy every vehicle equipped with a functional in-car video system during the tour of duty.
  2. ensure digitally recorded data is downloaded from the in-car video systems.
  3. whenever operationally feasible, review video of any arrest recorded by the in-car video system as part of the approval of probable cause.

## VI. OPERATIONAL PROCEDURES

- A. Department members assigned to a Department vehicle equipped with an in-car video system will:
1. at the beginning of a tour of duty:
    - a. visually inspect the in-car video system equipment for damage.
    - b. obtain the remote transmitter/audio recorder and ensure it is securely attached to the member's person.
    - c. follow the start-up procedures for the in-car video system as trained and ensure the system is working properly.
- NOTE:** Members will immediately notify a supervisor if, at any time, the in-car video system is inoperable, damaged, the equipped vehicle becomes inoperable, or the remote transmitter/audio recorder is missing.
2. during the tour of duty:
    - a. audibly and visually record events in accordance with this directive.
    - b. annotate all reports, including Contact Information Cards (CPD-21.101), prepared for an event which has been recorded by listing "**Video Recorded Incident**" at the end of the narrative portion.

- c. after an incident has been recorded, use the post-event pop-up menu to select the most serious recorded occurrence as the event type and enter other event information.

**NOTE:** If the member did not use the postevent pop-up menu to mark the incident as being held for evidence, the member will request an extended hold on digitally recorded data in accordance with Item VIII of this directive.

- d. if the in-car video system indicates that the memory required to record incidents is becoming low or if the member observes that less than 30 minutes of recording time is available, download the digitally recorded data.
3. at the conclusion of a tour of duty:
- a. verify the in-car video system is working properly.
  - b. initiate the downloading of the digitally recorded data.

**NOTE:** Members will immediately notify a supervisor if unable to complete the downloading of digitally recorded data due to technical problems.

- c. shut down the in-car video system and logoff the system.
- d. return the remote transmitter/audio recorder to the designated area for charging.

B. The sergeant assigned to supervise Department members using Department vehicles equipped with an in-car video system will:

- 1. monitor subordinates to ensure the in-car video system is used and that digitally recorded data is properly downloaded.
- 2. ensure that the Help Desk is contacted and a ticket number is obtained whenever any member is unable to use the in-car video system or download digitally recorded data due to technical problems.
- 3. initiate an investigation when notified of a missing or lost remote transmitter/audio recorder.
- 4. document on the Supervisor's Management Log (CPD-11.455):
  - a. whether each vehicle has an in-car video system and if it is functioning.
  - b. all responses related to malfunctions of vehicles equipped with in-car video systems.
  - c. digitally recorded data downloaded to land-based terminals, noting any units unable to complete the download and the Help Desk ticket number obtained.
  - d. any request submitted for an extended hold of digitally recorded data.
  - e. any instances of additional training, corrective measures, or disciplinary actions.
- 5. document on the Traffic Pursuit Report (CPD-22.958) or traffic crash report that the incident has been digitally recorded.
- 6. obtain a complaint register number and order an evidence technician to process the equipment if any damage or malfunction is suspected to have been caused by deliberate (tampering) means.

C. Station supervisors will:

- 1. designate a sergeant responsible for monitoring the downloading of digitally recorded data for the watch.



2. record the total number of vehicles equipped with in-car video systems deployed during the watch and the total number of these vehicle that do not have a functioning in-car video system, if any, on the Watch Incident Log (CPD-21.916).
  3. ensure the status of vehicles equipped with in-car video systems is recorded on the Personal Equipment Log (CPD-21.919) by recording the word "VIDEO" in the "Camera/Tripod No." column.
  4. if an in-car video system malfunctions or the system or vehicle becomes inoperable **during** the tour, record the vehicle and beat numbers and the words "VIDEO DOWN" on the Watch Incident Log.
- D. When digitally recorded data is determined to have evidentiary or training value, or a complaint against a Department member is received that involves a digitally recorded incident, the supervisor reviewing the recorded data will request an extended hold on the data.

## VII. DOWNLOADING DIGITALLY RECORDED DATA FROM THE IN-CAR VIDEO SYSTEM

- A. When downloading digitally recorded data from the mobile unit of an in-car video system to a land-based terminal, Department members will:
1. download the data in accordance with the manufacturer's guidelines and training.
  2. ensure the download of data was complete and return the vehicle back into service.
- B. With the approval of the station supervisor in the district of occurrence, special requests for the immediate viewing of digitally recorded data from the Bureau of Detectives, Bureau of Internal Affairs, or IPRA will be processed for major incidents where an in-car camera system may be reasonably expected to have captured a component of the incident.
1. Major incidents include, but are not limited to:
    - a. police-involved shootings,
    - b. serious injury or death to a Department member,
    - c. serious injury or death to a member of the public.
  2. Special requests for viewing digitally recorded data will be made to the station supervisor in the district of occurrence, who will:
    - a. evaluate the request;
    - b. determine if the need for retrieval outweighs the operational impact of the vehicle being taken out of service; and
    - c. notify Crime Prevention and Information Center (CPIC) of the decision.
  3. Special requests will be in the form of one of the following types:
    - a. Special wireless upload, or
    - b. Emergency on-site retrieval.
- C. Special Wireless Uploads
1. The station supervisor in the district of occurrence will take the vehicle out of service and secure it at the unit of assignment or other appropriate location.
  2. The supervisor will:
    - a. verify that the vehicle operator or partner is signed on to the in-car camera system;
    - b. instruct the member to manually flag the entire tour of duty's available video for upload;

- c. instruct the member to initiate a manual upload of this video with the vehicle in range of the facility's wireless hotspot; and

**NOTE:** If video cannot be uploaded via wireless hotspot, a cradle upload will be used.

- d. ensure that the vehicle remains out of service until the upload is complete.
3. Once complete, the station supervisor will allow personnel from the Bureau of Detectives, Bureau of Internal Affairs, or IPRA, as appropriate, to review the uploaded files.

**NOTE:** For officer-involved shootings when an On-Call Incident Commander (OCIC) will respond, an emergency on-site retrieval will be immediately requested through CPIC.

4. The station supervisor may identify an alternate vehicle for the member to use while the identified vehicle completes its video upload, as appropriate.
5. If an attempt to wirelessly upload is unsuccessful, members may contact the City of Chicago Help Desk at 4-DATA for assistance.
6. If a wireless upload fails, an emergency on-site retrieval will be conducted.

D. Emergency On-Site Retrieval

1. The station supervisor in the district of occurrence will notify CPIC of an approved emergency on-site retrieval.

**NOTE:** An emergency on-site retrieval will only be conducted when an OCIC is responding or a wireless upload fails and contacting the City of Chicago Help Desk at 4-DATA has not resolved the problem.

2. CPIC will notify the Public Sector Information Technology (PSIT) Group personnel of a manual video retrieval from the "fail-safe" internal drive request.
3. The station supervisor in the district of occurrence will take the identified vehicle out of service during the retrieval process.
4. If the identified vehicle is still in use when the designated supervisor arrives at the unit facility or other appropriate location, the supervisor will report to the vehicle and instruct any member logged onto the system to log off the system.
5. The vehicle will remain out of service until PSIT responds and conducts the video retrieval.

**NOTE:** On-site review of video will be limited to the series of events and time frame giving rise to the alleged incident.

E. Viewing and Obtaining Copies of In-Car Video Recordings

1. Once retrieval has been completed for the requested time frame, the video may be viewed by personnel from the requesting party at the location of retrieval.
2. Requests for copies of in-car video recordings will be made by completing the form entitled "Digitally Recorded Data Viewing/Hold/Duplication Request" (CPD-65.224) and forwarding it to the Records Division.

F. The Managing Deputy Director, PSIT, will:

1. establish procedures to ensure the security of the digitally recorded data from downloading to storage by the Records Division.

2. develop a system to monitor the memory capacity of the land-based terminals and provide for the security of the downloaded data.
- G. If members are unable to download digitally recorded data from the mobile unit of the in-car video system to the land-based terminals due to system inoperability:
1. the station supervisor will notify the Help Desk and follow any further instructions given by the responding member of PSIT.
  2. A designated member of PSIT will respond to the requesting unit and:
    - a. ensure the security of the digitally recorded data.
    - b. perform a manual download of the digitally recorded data.
    - c. record the manual download on the Help Desk ticket.

#### VIII. REQUESTING A HOLD FOR DIGITALLY RECORDED DATA

- A. Department members will place an extended hold on digitally recorded data they recorded using the postevent pop-up menu on the in-car video system.
- B. **Within the first 48 hours** from downloading digitally recorded data from the vehicle, Department members **who do not use the postevent pop-up menu** and request an extended hold on digitally recorded data will request that a supervisor place the extended hold by using the land-based terminal at the district/unit station.
- C. **After the first 48 hours** from downloading digitally recorded data from the vehicle, Department members **who do not use the postevent pop-up menu** and request an extended hold on digitally recorded data will:
  1. complete the Digitally Recorded Data Viewing/Hold /Duplication Request form.
  2. indicate on the form the necessary actions by the Records Division.
  3. explain in the narrative portion of the form the reason for the request.
  4. submit the form to the station supervisor/designated unit supervisor for approval.
  5. submit the completed and approved form to the Records Division for processing and retention in accordance with existing records-retention requirements.
- D. Department members who wish to remove an extended hold on digitally recorded data will follow the procedures outlined in Item VIII-C of this directive indicating the circumstances requiring the removal of the extended hold.
- E. The Director, Records Division, will:
  1. develop a cataloging system for storage and retrieval of recordings and procedures for ensuring archives are maintained consistent with Department directives (including the Forms Retention Schedule), applicable state and federal laws, and compliance with all court orders.
  2. be responsible for retaining digitally recorded data for which an extended hold was requested as prescribed by law and established Department policy.

#### IX. VIEWING, RETAINING, AND DUPLICATING DIGITALLY RECORDED DATA

- A. All digitally recorded data created by the in-car video systems are the property of the Chicago Police Department. **Dissemination of any digitally recorded data outside the Department is strictly prohibited without specific authorization by the Superintendent or an appointed designee.**
  1. Any non-Departmental requests for duplication of digitally recorded data must be approved by the Superintendent or an appointed designee.

2. All approved requests will be forwarded in an expeditious manner to the Director, Records Division, along with:
  - a. a completed and approved Digitally Recorded Data Viewing/Hold/Duplication Request form, and
  - b. written instructions, including dissemination information, for compliance with the request.
- B. Department members assigned to vehicles equipped with in-car video systems and their supervisors are encouraged to use the review/ playback functions of the system for the purposes of:
  1. developing familiarity with the functions, capabilities, and limitations of the in-car video systems to create consistent recording techniques which capture relevant actions.
  2. searching for and identifying recorded events having evidentiary or training value.
  3. reviewing approach and officer safety issues.
  4. ensuring consistency with written reports.
- C. Reviewing Digitally Recorded Data

Investigating members may view digitally recorded data in the performance of official police business. When it is necessary to view digitally recorded data stored by the Records Division, the following procedures will apply:

  1. The requesting Department member will:
    - a. prepare a Digitally Recorded Data Viewing / Hold / Duplication Request form, including approval of the requestor's station supervisor/designated unit supervisor.
    - b. schedule an appointment to view the recorded incident with a Records Division supervisor (or an appointed designee) to ensure the availability of a technician and playback equipment.
    - c. present the properly completed and approved form to a Records Division supervisor at the scheduled time.
  2. A Records Division supervisor will:
    - a. process all approved recorded incident review requests.
    - b. assign a technician to assist the requestor in viewing the recorded incident, as required.
- D. Obtaining a Video Recording
  1. A duplicate copy of selected information may be made to retain that information:
    - a. when it is not required that the master video be retained for an indefinite period (e.g., investigation of a routine administrative incident when the punishment is of a summary or minor nature).
    - b. when the requesting member determines that a duplicate video of a master video will be sufficient.
  2. A duplicate video recording may be obtained by:
    - a. completing a Digitally Recorded Data Viewing / Hold / Duplication Request form and submitting the completed form to the station supervisor/designated unit supervisor for approval.
    - b. notifying the Records Division that a duplicate video recording is required and submit the approved Digitally Recorded Data Viewing/Hold/ Duplication Request form to the Director, Records Division.

- c. indicating to the Records Division which information from the digitally recorded data is to be included on the duplicate video recording.
3. When the duplicate video recording has served the purpose for which it was made, the requesting member will ensure that it is immediately returned to the Records Division.

**NOTE:** A member requesting a duplicate video recording will not make additional copies of it or permit unauthorized persons to duplicate or view it under any circumstances.

E. Special Situations

When the Records Division receives a request for an extended hold of digitally recorded data that indicates it pertains to:

1. **a motor vehicle pursuit or traffic crash involving a Department vehicle**, the Director, Records Division, will ensure a duplicate video is forwarded to the Traffic Review Board.
2. **an incident having training value**, the Director, Records Division, will ensure a duplicate video is forwarded to the Deputy Chief, Education and Training Division.

(Items indicated by italics/double underline were revised or added.)

Authenticated by: RMJ

Garry F. McCarthy  
Superintendent of Police

11-055 / 12-003 EGV/RJN



# In Car Camera Video Retrieval Work Sheet

Date & Time of Notification: 20 Oct 14 2230 HRS Related HDT# OP3 CMD

Requestor: Det CITEK MCNAUGHTON Tech: BUEVAR

Location of response: 4100 S PULASKI

Type of Incident requiring retrieval: POLICE INVOLVED SHOOTING - FATAL OFFENDER

Location of Incident: 4100 S PULASKI Date & Time of Incident 20 OCT 14 2147

Related RD#, Event#, and/or CR Log#: 17X475653

Vehicles to be checked:

813R	Veh# <u>877A</u>	POs PC#	<u>[REDACTED]</u>	Results: <u>[REDACTED]</u>	<u>215250</u>	<u>214218</u>	<u>MHAD</u>
815R	Veh# <u>8489</u>	POs PC#	<u>[REDACTED]</u>	Results: <u>[REDACTED]</u>	<u>@20141030</u>	<u>30000214</u>	
822	Veh# <u>8765</u>	POs PC#	<u>[REDACTED]</u>	Results: <u>[REDACTED]</u>			
845R	Veh# <u>6412</u>	POs PC#	<u>[REDACTED]</u>	Results: <u>[REDACTED]</u>	<u>@20141020</u>	<u>215250</u>	<u>out of focus</u>
841R	Veh# <u>8948</u>	POs PC#	<u>[REDACTED]</u>	Results: <u>1405 NO OPEN 1405</u>	<u>214543</u>	<u>MHAD</u>	<u>00003227</u>

List additional Vehicle to be checked and results on back of this form

**Note:** Any vehicles identified to be checked, will be evaluated for operational readiness as well. Any deficiencies of the ICC System will be noted i.e. MIC(s) are not sync'd; rear camera not working; cannot upload; etc. Actions to rectify the issue should be taken to render the system FULLY FUNCTIONAL!

Notes of work or activities performed:

877A: Mics in Glove Box Portals Inserted UPSIDE DOWN  
L -> FULLY OP  
8489: PROCESSING VIDEOS: EXTREMELY LATE VIDEO FILE  
8765: MICS IN CHARGING CRADLES; NOT SYNC'D TO SYSTEM  
6412: NO MICS; MIC CHARGER DISCONNECTED  
8948

THIS INFORMATION DISCLOSED TO BUTTERFOS, DC MCNAUGHTON; & OOST

Tech: DIST SUPERVISORS ON SCENE  
DURING VIEWING

